

FEDERAL REGISTER

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
OF THE UNITED STATES
1934

VOLUME 9 NUMBER 193

Washington, Wednesday, September 27, 1944

Regulations

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4407¹]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

ULTRA-VIOLET PRODUCTS, INC.

§ 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* Order modifying paragraphs 1 (a) and 1 (f) of prior cease and desist order of Commission, which required respondent, its officers, etc., in connection with offer, etc., of respondent's "Life Lite" therapeutic lamp, or other similar product, to cease and desist from, directly or indirectly, and among other things, as in said order set forth, disseminating, etc., any advertisement by means of the United States mails, or by any means, in commerce, to induce, etc., directly or indirectly, purchase in commerce, etc., of its said product, which advertisement, among other things, directly or by implication, represents "(a) that said lamp is a sun lamp, or that it affords benefits to the skin or to the general health of the user comparable to those afforded by natural sunlight"; or "(f) that said lamp builds up in the body resistance to disease"; so as to prohibit dissemination as aforesaid of any advertisement which, among other things, represents, as aforesaid, "(a) that said lamp is a sun lamp; or that it affords benefits to the user comparable to those afforded by natural sunlight, other than the benefits resulting from the production of vitamin D, the benefits resulting from the bactericidal action of said lamp upon bacteria existing at the surface of the skin, and the benefits resulting from such stimulation of the skin as may be caused by the irritating effect of said lamp"; and "(f) that said lamp builds up in the body resistance to any diseases other than those, such as rickets,

due to disorders of calcium and phosphorus metabolism arising from vitamin D deficiency". (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45) (Order modifying cease and desist order, Ultra-Violet Products, Inc., Docket 4407, August 26, 1944)

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 26th day of August A. D. 1944.

The Commission having on July 20, 1944, issued and subsequently served upon the respondent and its attorney of record an order requiring the respondent to show cause, if any it had, why subsection 1 (a) and 1 (f) of the Commission's order to cease and desist issued on June 8, 1942, should not, in conformity with the decision of the United States Circuit Court of Appeals for the Ninth Circuit, be modified as set forth in said order to show cause;

And the respondent having on August 12, 1944, filed with the Commission its return to said order to show cause;

And the Commission having duly considered said return and having further considered said subsections of said order to cease and desist and the record herein, and being of the opinion that said subsections should be modified as set forth below:

It is therefore ordered, That subsections 1 (a) and 1 (f) of said order to cease and desist be, and they hereby are, modified to read as follows:

1 (a) That said lamp is a sun lamp; or that it affords benefits to the user comparable to those afforded by natural sunlight, other than the benefits resulting from the production of vitamin D, the benefits resulting from the bactericidal action of said lamp upon bacteria existing at the surface of the skin, and the benefits resulting from such stimulation of the skin as may be caused by the irritating effect of said lamp.

1 (f) That said lamp builds up in the body resistance to any diseases other than those, such as rickets, due to disorders of calcium and phosphorus me-

(Continued on next page)

CONTENTS

REGULATIONS AND NOTICES

ALIEN PROPERTY CUSTODIAN:	
Vesting orders:	Page
Barnickel, John	11811
Belser, George	11811
Blum, Louis	11812
Boehm, Moritz W.	11812
Brennecke, Friedrich August	11812
Collins, Carolina K.	11813
Finck, Wilhelm	11813
Heber, Michael	11813
Heyn, Auguste	11814
Holovak, Milke (Mihal)	11814
Link, August	11815
Palmer, Marianne	11815
Sinka, Julia K.	11815
Turk, Katie	11816
Unkel, William	11816
COAST GUARD:	
Approval and withdrawal of approval of equipment	11827
FEDERAL POWER COMMISSION:	
Hearings, etc.:	
Cities Service Transportation and Chemical Co., and Cities Service Gas Co.	11810
Utah Power & Light Co.	11811
Natural gas, investigation	11810
FEDERAL TRADE COMMISSION:	
Ultra-Violet Products, Inc., cease and desist order	11789
INTERSTATE COMMERCE COMMISSION:	
Grain; acceptance of carload shipments	11808
Steam railway companies, consolidated statistical statements	11809
NATIONAL WAR LABOR BOARD:	
Cleaning and dyeing industries, and jewelry manufacturers, wage adjustments	11791
Regional War Labor Boards, rules of procedure	11790
NAVY DEPARTMENT:	
Discharges and dismissals of former personnel of Navy, Marine Corps and Coast Guard, Boards of Review; establishment and procedure	11805

(Continued on next page)



Published daily, except Sundays, Mondays, and days following legal holidays, by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

NOTICE

The Cumulative Supplement to the Code of Federal Regulations, covering the period from June 2, 1938, through June 1, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per unit. The following are now available:

- Book 1: Titles 1-3 (Presidential documents) with tables and index.
- Book 2: Titles 4-9, with index.
- Book 3: Titles 10-17, with index.
- Book 4: Titles 18-25, with index.
- Book 5, Part 1: Title 26, Parts 2-178.
- Book 5, Part 2: Title 26, completed; Title 27; with index.
- Book 6: Titles 28-32, with index.

CONTENTS—Continued

OFFICE OF DEFENSE TRANSPORTATION:	Page
Potomac Edison Co., substitution of motor vehicle passenger service for electric railway service.....	11816
Taxicab operators, coordinated operations:	
Bay Shore, N. Y.....	11817
Neptune and Long Branch, N. J.....	11817
OFFICE OF PRICE ADMINISTRATION:	
Adjustments:	
Alabama Fuel & Iron Co.....	11818
Carr Cullen Co.....	11819
Dollar-Saving Sales & Service Co.....	11818
Fischer Bed Spring Co.....	11820
General Sales Co.....	11818
Washington Mortuary Supply Co.....	11818

CONTENTS—Continued

OFFICE OF PRICE ADMINISTRATION—Continued.	Page
Alaska:	
Bottled beer (MPR 288, Am. 33).....	11805
Macaroni and noodle products (MPR 288, Am. 32).....	11803
Beer, flat pricing order for Cleveland region; delegation of authority to regional administrator (Restaurant MPR 2, Order 1).....	11817
Defense-rental areas:	
Designation and rent declaration (25, Am. 26; 31, Am. 24) (2 documents).....	11798
Hotels and rooming houses (Am. 33).....	11797
Housing (Am. 36).....	11797
Foods, processed (Rev. RO 13, Am. 55).....	11798
Fruits, berries and vegetables, packed (FPR 1, Am. 10 to Supp. 7).....	11793
Fruits, dried (FPR 1, Supp. 9).....	11794
Prunes and raisins, unpacked dried (MPR 557).....	11798
Regional and district office orders:	
Ale, Idaho and Oregon.....	11823
Community ceiling prices, list of orders filed.....	11825
Fluid milk, New York region.....	11820
Ice, Nashville, Tenn., district.....	11821
Solid fuels:	
Designated counties in New York.....	11820
Memphis, Tenn.....	11821
Turkeys, San Francisco region.....	11825
Wood:	
Forest, Kittitas County, Wash.....	11824
Dry scrap, Pierce and Thurston Counties, Wash.....	11824
Green slab, Everett, Wash., area.....	11824
Spirits and wines, distilled (MPR 445, Order 514).....	11819
Stock millwork, jobber sales (MPR 525, Am. 3).....	11798
PETROLEUM ADMINISTRATION FOR WAR:	
Premium motor fuel, limitation on manufacture.....	11805
SECURITIES AND EXCHANGE COMMISSION:	
Tide Water Power Co., and General Gas & Electric Corp., hearing.....	11826
SOLID FUELS ADMINISTRATION FOR WAR:	
Anthracite and eastern coke, consumer declarations.....	11791
WAGE AND HOUR DIVISION:	
Industry committees, dissolution.....	11809
Railroad and Property Carrier Industry, Puerto Rico.....	11809
WAR PRODUCTION BOARD:	
Controlled materials plan; special MRO rule for international, point-to-point radio communication carriers (CMP Reg. 5, Dir. 23).....	11792

CONTENTS—Continued

WAR PRODUCTION BOARD—Con.	Page
Fountain pens and mechanical pencils (L-227, Rev.).....	11792
Pen nibs (L-227-a, Rev.).....	11792
Industrial equipment, transition from one yearly quota schedule to next (L-292, Int. 3).....	11792
Motor vehicles (L-69, Rev.).....	11792
Paperboard, factory packed ice cream (L-239, Int. 1).....	11793
Power, water, gas, and central steam heat (L-102, Rev.).....	11793
Priorities system, regulations applicable to operation (Priorities Reg. 13).....	11792
Radio and radar (P-133, Rev.).....	11793
Sodium metasilicate (M-355, Rev.).....	11793
Suspension order, Sun-Ra Frozen Foods, Inc.....	11791
WAR SHIPPING ADMINISTRATION:	
Seamen's service awards.....	11808

tabolism arising from vitamin D deficiency.

By the Commission.

[SEAL]

A. N. Ross,
Acting Secretary.

[F. R. Doc. 44-14842; Filed, Sept. 26, 1944; 10:48 a. m.]

TITLE 29—LABOR

Chapter VI—National War Labor Board

PART 802—RULES OF PROCEDURE

REGIONAL WAR LABOR BOARDS

Section 802.51 (b), has been amended to read in part as follows:

§ 802.51 *Constitution of regions and Regional War Labor Boards.* * * *

(b) * * * In addition to the regular public, industry, and labor members, each Regional Board may have not in excess of the following members:

Four alternate representatives of labor, and four alternate representatives of industry, who shall serve on the Board only in the absence of the regular representatives of their respective groups.

Twelve substitute representatives of labor, and twelve substitute representatives of industry, who shall serve on the Board only in the absence of the regular or alternate representatives of their respective groups.

* * * * *

(E.O. 9250, Oct. 3, 1942, 7 F.R. 7871; as amended by E.O. 9381, Sept. 25, 1943, 8 F.R. 13083; E.O. 9328, Apr. 8, 1943, 8 F.R. 4681; Regulations of Economic Stabilization Director, Oct. 27, 1942, 7 F.R. 8748, 8 F.R. 6489, 6490, 12139, 12238, 16702; Inflation Control Act of 1942, Act of Oct. 2, 1942, C 578, 56 Stat. 765, Pub. Law 729, 77th Cong.)

Adopted August 29, 1944.

THEODORE W. KHEEL,
Executive Director.

[F. R. Doc. 44-14824; Filed, Sept. 26, 1944; 9:48 a. m.]

PART 803—GENERAL ORDERS

WAGE ADJUSTMENT; CLEANING AND DYEING
AND JEWELRY MANUFACTURING

The National War Labor Board, under paragraph (d) of § 803.4 (General Order 4) has approved the following exceptions to the exemption provided for in paragraph (a) of this order:

(39) Cleaning and Dyeing Plants in the town of Englewood, California. (Approved September 19, 1944.)

(40) Employers engaged in the manufacture of precious jewelry in the Philadelphia, Pennsylvania, area. For the purpose of this subsection this industry is defined as follows:

Establishments primarily engaged in manufacturing from precious metals with or without precious stones, jewelry and other articles to be worn on or to be carried about the person, such as cigarette cases and lighters, vanity cases, and compacts; trimmings for umbrellas, canes, etc.; and jewel settings and mountings. (Manufacturers of costume jewelry, watches and clocks are not included in the foregoing). (Adopted September 19, 1944.)

(E.O. 9250, 7 F.R. 7871)

THEODORE W. KHEL,
Executive Director.

[F. R. Doc. 44-14823; Filed, Sept. 26, 1944;
9:48 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration
for WarPART 602—GENERAL ORDERS AND DIRECTIVES
[SFAW Reg. 17, Amdt. 2]CONSUMER DECLARATIONS WITH RESPECT TO
CERTAIN SOLID FUELS

SFAW Regulation No. 17, as amended, is hereby amended in the following respects:

1. Paragraph (a) of § 602.304 is amended to read as follows:

(a) Subject to the provisions of paragraphs (d) and (e) of this section, during the period April 1, 1944 to December 31, 1944, inclusive, no retail dealer may deliver, and no consumer may receive from all sources combined, anthracite or eastern coke, or both, in an amount which when added to (i) the consumer's inventory of anthracite and eastern coke as of April 1, 1944, and (ii) the tonnage of anthracite and eastern coke received by the consumer after April 1, 1944 exceeds 75 per cent of the consumer's annual requirements for solid fuels. The provisions of this paragraph shall not apply to a consumer whose annual requirements amount to only one railroad car and who customarily receives anthracite or eastern coke in a railroad carlot.

2. A new section designated § 602.313 is added, to read as follows:

§ 602.313 *Evasion prohibited.* No retail dealer shall change his method of doing business nor engage in any practice for the purpose of evading any of the provisions of this regulation or which will result in hardship to consumers that he is required to supply with anthracite

or eastern coke pursuant to this regulation, and no retail dealer shall continue any such evasive practice which may have been entered into subsequent to April 1, 1943. Any person who has any doubts concerning the applicability of this section to his business activities should forthwith make written inquiry of the General Counsel, Solid Fuels Administration for War, Washington 25, D. C.

3. Existing §§ 602.313, 602.314, 602.315, 602.316 and 602.317 are re-numbered §§ 602.314, 602.315, 602.316, 602.317 and 602.318, respectively.

This amendment shall become effective at 12:01 a. m. on October 1, 1944.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; WPB Directive No. 33, as amended, 9 F.R. 64, 9 F.R. 4580; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 50 Stat. 176)

Issued this 25th day of September 1944.

HAROLD L. ICKES,
Solid Fuels Administrator for War.

[F. R. Doc. 44-14825; Filed, Sept. 26, 1944;
10:22 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

Subchapter B—Executive Vice-Chairman

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 50 Stat. 176; E.O. 9024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-623]

SUN-RA FROZEN FOODS, INC.

Sun-Ra Frozen Foods, Inc., a Missouri corporation with its principal place of business in Kansas City, Missouri is engaged in the sale of frozen foods and in the manufacture, sale and servicing of refrigeration systems and equipment. Between March 31, 1943 and August 31, 1943, the corporation applied the ratings assigned under Preference Rating Order P-126 together with the serial number assigned thereunder to another company to at least thirteen separate orders for the purchase of refrigeration equipment, and parts of the value of \$1,000, which equipment and parts were not used for emergency repair service but which were incorporated into and delivered with new refrigeration systems in violation of Preference Rating Order P-126 and General Limitation Order L-38. Between March 27, 1943 and May 30, 1943, the corporation manufactured or assembled twenty-three frozen food cabinets of the value of \$7,000, without authorization from the War Production Board and in violation of General Limitation Order L-38. Between August 2 and August 18, 1943, the company sold and delivered one new reach-in-refrigeration system of the value of \$859.50 and one new 1½ H. P. compressor of the value of \$350, on orders which were not authorized orders, in

violation of General Limitation Order L-38. On or about August 2, 1943, the corporation began and thereafter continued construction of a frozen food locker plant without authorization from the War Production Board. The estimated cost of this construction was approximately \$1,700, which amount exceeded the limit of \$1,000 permitted by Conservation Order L-41 and was in violation of that order. The responsible officers of the Sun-Ra Frozen Foods, Inc., were aware of the provisions of General Limitation Order L-38, Preference Rating Order P-126, and Conservation Order L-41, and its actions constituted willful violations of these orders.

These violations have diverted critical materials to uses not authorized by the War Production Board and have hampered and impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, That:

§ 1010.622 *Suspension Order No. S-622.* (a) Sun-Ra Frozen Foods, Inc., shall not for two months from the effective date of this order apply or extend any preference ratings regardless of the delivery date named in any purchase order to which such ratings may be applied or extended.

(b) Sun-Ra Frozen Foods, Inc., shall cancel immediately all preference ratings which it has applied or extended to orders which have not yet been filled, except that if it has extended a customer's rating to get an item for delivery without a change in form to that customer (as distinct from replacing it in inventory) it need not cancel the rating, provided the item when received is promptly delivered to the customer whose rating was extended.

(c) All preference ratings presently outstanding in connection with orders for delivery of materials to Sun-Ra Frozen Foods, Inc., or placed prior to the termination date of this order are void and shall not be given any effect by suppliers of Sun-Ra Frozen Foods, Inc., or by any other person. This does not apply to material already delivered or in transit for delivery to it on the effective date of this order.

(d) Sun-Ra Frozen Foods, Inc., shall not for two months from the effective date of this order:

(1) Receive or accept delivery of any new refrigeration systems, units or parts as defined in Limitation Order L-38. This does not apply to material in transit for delivery to it on the effective date of this order.

(2) Deliver any new refrigeration systems or parts, except to the extent of delivering or using parts taken from its inventory in emergency repair service.

(3) Put into process or continue processing any materials in the manufacture of refrigeration systems or parts.

(4) Manufacture, fabricate or assemble any refrigeration systems or parts.

(e) All specific authorizations (on form WPB-1319) or otherwise, for the delivery of any material to Sun-Ra Frozen Foods, Inc., which is to be delivered before the termination date of this order, are cancelled and shall not be given any effect by suppliers of Sun-Ra

Frozen Foods, Inc., or by any other person. This does not apply to material already delivered or in transit for delivery to it on the effective date of this order.

(f) The restrictions and prohibitions contained herein shall apply to Sun-Ra Frozen Foods, Inc., its successors or assigns or persons acting in its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(g) Nothing contained in this order shall be deemed to relieve Sun-Ra Frozen Foods, Inc., its successors or assigns, from any restrictions, prohibitions or provisions contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(h) This order shall take effect on September 25, 1944, and shall expire on November 25, 1944.

Issued this 14th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14808; Filed, Sept. 25, 1944;
4:01 p. m.]

PART 3291—CONSUMERS DURABLE GOODS
[Limitation Order L-227, Revocation]

FOUNTAIN PENS AND MECHANICAL PENCILS

Section 3291.210 *Limitation Order L-227* is hereby revoked. This revocation does not affect any liabilities accrued under the order. The manufacture and delivery of fountain pens and mechanical pencils remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 25th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14817; Filed, Sept. 25, 1944;
4:43 p. m.]

PART 3291—CONSUMERS DURABLE GOODS
[Limitation Order L-227-a, Revocation]

PEN NIBS

Section 3291.311 *Limitation Order L-227-a* is hereby revoked. This revocation does not affect any liabilities accrued under the order. The manufacture and delivery of pen nibs remain subject to the applicable regulations and orders of the War Production Board.

Issued this 25th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14818; Filed, Sept. 25, 1944;
4:43 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE
OPERATION OF THE PRIORITIES SYSTEM

[PR 13, as Amended Sept. 21, 1944, Corr.]

Section 944.34, *Priorities Regulation No. 13*, as amended September 21, 1944, is hereby corrected in the following respects:

1. List A, Part III, under "Woods: Hardwoods except mahogany", add

Mahogany:

Wormy grades (Pattern stock) PR-AA1

Other grades..... WOP . WOP

2. List A, Part IV, delete "Construction Machinery (used)". This includes the used construction machinery items: Used backhoes, used cranes, used draglines, used motorgraders, used shovels, and used tractors.

Issued this 26th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14849; Filed, Sept. 26, 1944;
11:19 a. m.]

PART 1140—MOTOR VEHICLES
[Limitation Order L-69, Revocation]

Section 1140.1 *Limitation Order L-69* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The use of any plating, coating, or other metal finish containing cadmium, chromium, copper or nickel in the exterior finish or trim of any motor vehicle or chassis therefor, in the interior or exterior finish or trim of any body or cab for any motor vehicle, or in the production of accessories for any motor vehicle, or in replacement parts for any motor vehicle, chassis, body or cab therefor, remains subject to all other applicable orders and regulations of the War Production Board, including, but not limited to, Orders M-6-b, M-9-c, M-18-b and M-65.

Issued this 26th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14854; Filed, Sept. 26, 1944;
11:19 a. m.]

PART 1226—GENERAL INDUSTRIAL EQUIPMENT

[Order L-292, Interpretation 3]

TRANSITION FROM ONE YEARLY QUOTA
SCHEDULE TO THE NEXT

The following interpretation is issued with respect to Order L-292:

Production quotas for various items of food processing machinery, based upon each manufacturer's base period use of controlled materials, are established by Quota Schedules I, II, III, VI, VII and VIII for the year

ending September 30, 1944, and by Schedules I-A, II-A, III-A, VI-A, VII-A, and VIII-A for the year beginning October 1, 1944 and ending September 30, 1945.

Each manufacturer producing items (new machines or parts for new machines) subject to any of these quota schedules for the year ending September 30, 1944, and continuing in production under the corresponding quota schedule for the next year must ascertain how much of the controlled materials on hand, in process or completed on September 30, 1944 are to be charged against his quota under the applicable schedule for the year ending on that date, and how much of such materials must be charged against his quota under the schedule applicable to the year commencing October 1, 1944, in order to determine how much additional production he is permitted during the remainder of the latter year under the schedule which applies to it.

For the purposes of the schedules mentioned, controlled materials are to be considered as having been "used" during the year ending September 30, 1944 only if they have been actually put into process or actually installed or assembled. Being put into process does not include minor initial operations, such as painting, and does not include any shearing, cutting, trimming, or other operation unless such initial operations are part of a continuous fabricating or assembling operation. Neither does it include operations such as inspection, testing and aging, nor segregating or ear-marking for a specific job or operation.

For example, if a manufacturer who uses wire or rod cuts a sufficient quantity of it to length at one time to maintain his operations for a considerable period of time, the cut pieces remain as inventory until processed into another form or until assembled or installed; and such cut pieces on hand at the end of the year may not be considered as having been "used" during that year, and if they are used during the following year they are to be charged against the quota for the following year.

Similarly, if a manufacturer shears steel sheet and stocks it in sheared form, such stock does not thereby become "used", unless such shearing is a part of a continuous fabricating or assembling operation which is already being carried on at the end of the year.

Material which is still to be treated as in inventory, in accordance with Interpretation 1 to CMP Regulation 2, at the end of the year, cannot be treated as having been "used" during that year.

Issued this 26th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14856; Filed, Sept. 26, 1944;
11:19 a. m.]

PART 3175—REGULATIONS APPLICABLE TO
THE CONTROLLED MATERIALS PLAN

[CMP Reg. 5, Direction 23]

SPECIAL MRO RULE FOR INTERNATIONAL,
POINT-TO-POINT RADIO COMMUNICATION
CARRIERS

The following direction is issued pursuant to CMP Reg. 5:

(a) Any person engaged in international point-to-point radio communication, as a commercial operation may use the preference

rating AA-1 and the CMP allotment symbol MRO to rearrange, modify or expand existing facilities and equipment (but not buildings) either to maintain his regularly established services, or to provide whatever new or modified services may be necessary to render services by or for the account of the United States Army, the United States Navy, any agency of the United States Government, or any agency of any foreign government.

(b) The cost of materials for any one project undertaken under this direction must not exceed \$2,500.00. In such cases the restrictions and limitations of CMP Regulation 5 (including the prohibition of paragraph (g) against getting maintenance, repair and operating supplies for export) and the rules of Conservation Order L-41 shall not apply; and an authorization to begin construction shall not be necessary.

Issued this 26th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14850; Filed, Sept. 26, 1944;
11:19 a. m.]

PART 3289—RADIO AND RADAR

[Preference Rating Order P-133, Revocation]

Section 3289.41 *Preference Rating Order P-133* is revoked. This revocation does not affect any liability incurred under the order.¹

Issued this 26th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14851; Filed, Sept. 26, 1944;
11:19 a. m.]

PART 3293—CHEMICALS

[Allocation Order M-355, Revocation]

SODIUM METASILICATE

Section 3293.556 *Allocation Order M-355* is revoked. This revocation does not affect any liabilities incurred under the order.

Issued this 26th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14852; Filed, Sept. 26, 1944;
11:19 a. m.]

PART 3305—PAPERBOARD

[Limitation Order L-239, Interpretation 1]

DIRECT FILL FACTORY PACKED ICE CREAM
The following interpretation is issued with respect to Limitation Order L-239:

In Schedule 2, paragraph (b) (1) of Order L-239, there are restrictions on boxes for direct fill factory packed ice cream. The phrase "direct fill factory pack" as used in that paragraph means ice cream which is poured into individual containers at the ice cream factory in a semi-frozen or semi-fluid state from a spout and then put into a cold

hardening process. It does not include ice cream that has been sliced from a large block of ice cream which has been cold hardened prior to slicing.

Issued this 26th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14853; Filed, Sept. 26, 1944;
11:19 a. m.]

Subchapter C—Director of War Utilities

AUTHORITY: Regulations in this subchapter issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 238 and 56 Stat. 178; E.O. 8024, 7 F.R. 329; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended March 24, 1943, 8 F.R. 3666, 3696; Pri. Reg. 1 as amended May 15, 1943, 8 F.R. 6727.

PART 4500—POWER, WATER, GAS, AND CENTRAL STEAM HEAT

[Limitation Order L-102, Revocation]

Section 4500.27 *General Limitation Order L-102* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The sale, delivery and installation of used electric generating equipment remain subject to

Column 1 Item No.	Column 2 Product	Column 3 Section	Column 4 Section Appendix	
11.....	Bartlett pears, halves (peeled), quarters (peeled), and diced, (California only).	5	16	E

2. In section 16, Appendix E is added to read as follows:

APPENDIX E—BARTLETT PEARS, HALVES (PEELED), QUARTERS (PEELED), AND DICED

Explanation of how maximum prices are figured for packed Bartlett pears, halves (peeled), quarters (peeled), and diced. This appendix includes the specific pricing provisions for packed Bartlett pears, halves (peeled), quarters (peeled), and diced, produced in the state of California. It does not apply to these styles of pack of Bartlett pears produced in states other than California, nor does it apply to packed sliced, whole or pickled Bartlett pears, or Bartlett pear compote, produced in any area.

Conversions for grade, for syrup differential, and for container type and size under subparagraph (2), (3) or (4) of section 5 (a) of this supplement are to be made in the same order and in the same manner as those for packed apricots. The explanation at the beginning of Appendix B of this section applies to this appendix for that purpose.

TABLE 3—PERMITTED INCREASES AND PRICE RANGES PER DOZEN CONTAINERS FOR PROCESSORS OF PACKED BARTLETT PEARS WHO MADE SALES DURING THE BASE PERIOD

Style and Grade	No. 2½ Cans		No. 10 Cans	
	Permitted Increase	Price ranges	Permitted Increase	Price ranges
Bartlett pears, halves (peeled), and quarters (peeled):				
Fancy.....	\$1.69	\$3.22-\$3.44	\$3.62	\$11.27-\$11.75
Choice.....	.69	2.60-3.03	3.24	10.16-10.42
Standard.....	.81	2.61-2.77	2.62	9.13-9.40
Seconds.....	.65	2.32-2.53		
Water.....			2.41	6.85-7.11
Pie.....			1.68	5.43-5.61
Solid Pack Pie.....			2.64	7.75-7.92

¹Copies may be obtained from the Office of Price Administration.

²9 F.R. 9493, 9613, 10184, 10360, 10497, 10630, 10703, 10714, 10821, 11103, 11534, 11535, 11557.

all other applicable regulations and orders of the War Production Board.

Issued this 26th day of September 1944.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 44-14955; Filed, Sept. 26, 1944;
11:19 a. m.]

Chapter XI—Office of Price Administration

PART 1351—FOOD AND FOOD PRODUCTS

[F.R. 1, Amdt. 10 to Supp. 7]

PACKED FRUITS, BERRIES AND VEGETABLES OF THE 1944 AND LATER PACKS

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.*

Supplement 7 to Food Products Regulation No. 1 is amended in the following respects:

1. The table in section 1 (a) is amended by adding item 11 to read as follows:

How conversions are made for style of pack. A processor who during the base period sold Bartlett pears, halves (peeled), or quarters (peeled), but did not sell Bartlett pears, diced, and is now pricing the latter style, must convert for style of pack by adding to his constructed price \$0.08 per dozen, in the case of No. 2½ cans, or \$0.20 per dozen in the case of No. 10 cans. Similarly, a processor who during the base period sold Bartlett pears, diced, but did not sell Bartlett pears, halves (peeled), or quarters (peeled), and is now pricing one of the latter styles, must convert for style of pack by subtracting from his constructed price \$0.08 per dozen, in the case of No. 2½ cans, or \$0.20 per dozen, in the case of No. 10 cans. In either case this is done after application of the limitations of the price range to the constructed price and conversion for grade (see step 8 in the explanation at the beginning of Appendix B).

TABLE 1—AREAS

1. California.

TABLE 2—BASE PERIOD PRICES

Weighted average selling price for the first 60 days after the beginning of the 1941 pack.

For any grade of Bartlett pears, diced, packed in No. 2½ or No. 10 cans:

The permitted increase is the same amount as that named above for the same grade and container type and size of Bartlett pears, halves (peeled) and quarters (peeled); and

The processor shall figure the limitations of the price range by adding \$.06, in the case of No. 2½ cans, or \$.20, in the case of No. 10 cans, to the bottom and top respectively of the price range named above for the same grade and container type of Bartlett pears, halves (peeled) and quarters (peeled).

TABLE 4—SPECIFIC DOLLARS-AND-CENTS MAXIMUM PRICES FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR WHO MADE NO SALES OF THE NAMED STYLES OF BARTLETT PEARS DURING THE BASE PERIOD

Style	No. 2½ cans				No. 10 cans					
	Fancy	Choice	Standard	Seconds	Fancy	Choice	Standard	Water	Pie	Solid pack pie
Bartlett pears, halves (peeled) and quarters (peeled).....	\$3.33	\$2.99	\$2.69	\$2.35	\$11.41	\$10.29	\$9.29	\$7.22	\$5.52	\$7.84

For any grade of Bartlett pears, diced, packed in No. 2½ or No. 10 cans, the dollars-and-cents maximum price (for processors who were not in business during 1941 or who made no sales of Bartlett pears during the base period) shall be the price named above for the same grade and container type and size of Bartlett pears, halves (peeled) and quarters (peeled), plus \$.06, in the case of No. 2½ cans, or plus \$.20, in the case of No. 10 cans.

TABLE 5—CONVERSION FACTORS—METAL CONTAINERS

To convert from a can size in this column	To a can size listed at the head of a column below, multiply by the appropriate conversion factor				
	8 oz.	No. 1 tall	No. 2	No. 2½	No. 10
8 oz.....	.....	.....	.....	2.79	9.37
No. 1 tall.....	.....	.....	.....	1.63	5.43
No. 2.....	.....	.....	.....	1.34	4.60
No. 2½.....	0.36	0.61	0.74	.....	3.36
No. 10.....	.11	.18	.22	.30	.....

TABLE 6—CONVERSION FROM TIN TO GLASS

[Dollars per dozen containers]

If you can figure a price for a can size in this column	To get a price for the glass container size at the head of a column below, add (or subtract) the indicated amount	
	No. 2½ glass	No. 303 glass
No. 2½ cans.....	+\$0.20	-\$0.30

TABLE 7—SYRUP DIFFERENTIALS

If you pack fruit in syrup of which the density does not correspond to the grade of the fruit, subtract the amount named below for the grade from the prices computed from Table 3 or 4 and add to the resulting figures the amount named for the syrup you do use.

AREA 1

[Dollars per dozen containers]

Syrup	No. 2½ cans	No. 10 cans
Extra heavy (fancy).....	\$0.21	\$0.78
Heavy (choice).....	.15	.56
Light (standard).....	.10	.35
Slightly sweetened water (seconds).....	.04	.....

The density of the syrup referred to above is defined as follows:

"Extra heavy syrup" means syrup having a cut-out density of 22°-35° Brix.

"Heavy syrup" means syrup having a cut-out density of 18°-22° Brix.

"Light syrup" means syrup having a cut-out density of 14°-18° Brix.

"Slightly sweetened water" means syrup having a cut-out density of less than 14° Brix.

TABLE 8—GRADE DIFFERENTIALS

DIFFERENCES BETWEEN SUCCESSIVE GRADES

[Dollars per dozen containers]

AREA 1

Style and grade	No. 2½ cans	No. 10 cans
Bartlett pears, halves (peeled), quarters (peeled), and diced:		
Fancy and Choice.....	\$0.34	\$1.12
Choice and Standard.....	.30	1.00
Standard and Seconds.....	.34	.....
Standard and Water.....	.....	2.67
Standard and Pie.....	.....	3.77
Standard and Solid Pack Pie.....	.....	1.45

This amendment shall become effective September 25, 1944.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

For the reasons set forth in the accompanying statement of considerations, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, I find that the issuance of this amendment, establishing maximum prices for the designated style of packed Bartlett pears grown in California, based on a raw fruit cost of \$80.00 per ton, is necessary to aid in the effective prosecution of the war.

FRED M. VINSON,
Economic Stabilization Director.

[F. R. Doc. 44-14804; Filed, Sept. 25, 1944; 4:39 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FFR 1, Supp. 9]

DRIED FRUITS, 1944 AND LATER CROPS

A statement of the considerations involved in the issuance of this supplement has been issued and filed with the Division of the Federal Register.*

SUPPLEMENT 9 TO FOOD PRODUCTS REGULATION 1—DRIED FRUITS, 1944 AND LATER CROPS

ARTICLE I—EXPLANATION OF THE SUPPLEMENT

1. Explanation of the supplement.
2. Applicability of Food Products Regulation No. 1.
3. Definitions.

ARTICLE II—PRICING PROVISIONS

4. Processor's maximum prices for dried fruits.
5. Processor's maximum prices for natural condition unpacked prunes and raisins and partially processed dried fruits in sales to other processors.
6. Processor's maximum prices for sales of items of prior years' packs which have been sold to him by government agencies.
7. Processor's base prices for use in determining maximum export prices for dried prunes and raisins.
8. Provisions of Article II of Food Products Regulation No. 1 applicable to this supplement.

ARTICLE III—MISCELLANEOUS PROVISIONS

9. Provisions of Article III of Food Products Regulation No. 1 applicable to this supplement.

AUTHORITY: Secs. 1 to 9 inclusive (§ 1351.399), issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

ARTICLE 1—EXPLANATION OF THE SUPPLEMENT

SECTION 1. *Explanation of the supplement.* (a) This supplement establishes maximum prices for sales of the following dried fruits of the 1944 and later crops, by all persons except wholesalers and retailers:

Apricots.
Figs
Peaches (including nectarines).
Pears.
Prunes.
Grapes (raisins) and zante currants.

This supplement also covers certain sales between processors of natural condition prunes and raisins and partially processed dried fruits, and sales by processors of items of prior years' packs which have been sold to them by government agencies.

(b) This supplement applies in the 48 states of the United States and the District of Columbia.

*Copies may be obtained from the Office of Price Administration.
19 F.R. 6711

apricots in section 4 (a) (1) (iii). Maximum prices for dried, clingstone peaches shall be 5/4 cents per pound less than the maximum prices for the corresponding sizes and grades of dried yellow freestone peaches. Maximum prices for dried nectarines shall be the same as the maximum prices for the corresponding sizes and grades of dried yellow freestone peaches.

(3) *Pears*. (1) The processor's maximum prices, f. o. b. factory, for dried pears packed in wood boxes containing 25 to 30 pounds, shall be as follows:

Grade	Government sales, per ton	Other sales, per ton
Extra choice Lake County.....	\$470.35	\$403.87
Choice Northern.....	430.23	401.53

(ii) Maximum prices for other grades, varieties, sizes and container sizes of dried pears shall be figured by the use of differentials from the maximum prices listed above in the same manner as provided above for dried apricots in section 4 (a) (1) (iii).

(4) *Prunes*. (1) The processor's maximum prices, f. o. b. factory, for dried prunes packed in wood boxes containing 25 to 30 pounds shall be as follows:

Grade and group	Packed point	Three District, per ton		California outside, per ton		Northwest, per ton	
		Government sales	Other sales	Government sales	Other sales	Government sales	Other sales
12/20	20	\$205.21	\$210.05	\$200.23	\$204.78	\$200.23	\$204.78
16/24	24	201.77	206.61	199.61	204.14	199.61	204.14
20/28	28	201.50	206.34	199.41	203.84	199.41	203.84
24/32	32	200.00	204.84	197.91	202.39	197.91	202.39
28/36	36	200.00	204.84	197.91	202.39	197.91	202.39
32/40	40	200.00	204.84	197.91	202.39	197.91	202.39
36/44	44	200.00	204.84	197.91	202.39	197.91	202.39
40/48	48	200.00	204.84	197.91	202.39	197.91	202.39
44/52	52	200.00	204.84	197.91	202.39	197.91	202.39
48/56	56	200.00	204.84	197.91	202.39	197.91	202.39
52/60	60	200.00	204.84	197.91	202.39	197.91	202.39
56/64	64	200.00	204.84	197.91	202.39	197.91	202.39
60/68	68	200.00	204.84	197.91	202.39	197.91	202.39
64/72	72	200.00	204.84	197.91	202.39	197.91	202.39
68/76	76	200.00	204.84	197.91	202.39	197.91	202.39
72/80	80	200.00	204.84	197.91	202.39	197.91	202.39
76/84	84	200.00	204.84	197.91	202.39	197.91	202.39
80/88	88	200.00	204.84	197.91	202.39	197.91	202.39
84/92	92	200.00	204.84	197.91	202.39	197.91	202.39
88/96	96	200.00	204.84	197.91	202.39	197.91	202.39
92/100	100	200.00	204.84	197.91	202.39	197.91	202.39
96/104	104	200.00	204.84	197.91	202.39	197.91	202.39
100/108	108	200.00	204.84	197.91	202.39	197.91	202.39
104/112	112	200.00	204.84	197.91	202.39	197.91	202.39
108/116	116	200.00	204.84	197.91	202.39	197.91	202.39
112/120	120	200.00	204.84	197.91	202.39	197.91	202.39

(ii) The "packed point" above shows the number of packed prunes per pound in the packs for which the maximum prices are listed. The maximum price for any count between two packed points shall be figured by adding to the maximum price named for the next higher packed point (smaller fruit), \$1.00 per ton for each whole point by which the count being priced is lower than that

differential in dollars and cents which existed in the processor's maximum prices in 1942. The maximum price for another container size shall be figured from that listed above for the same grade, variety, and size or style by adding 120% of the dollar-and-cents differential which existed in the processor's maximum prices in 1942 when the differential is to be subtracted.

(2) *Peaches (including nectarines)*. (1) The processor's maximum prices, f. o. b. factory, for dried peaches (including nectarines) packed in wood cases containing 25 to 30 pounds shall be as follows:

Grade and variety	Government sales, per ton	Other sales, per ton
Choice yellow freestone.....	\$300.81	\$321.85

(ii) Maximum prices for other grades, varieties, sizes and container sizes of dried yellow freestone peaches shall be figured by the use of differentials from the maximum price listed above in the same manner as provided above for dried

Grade and group	Packed point	Three District, per ton		California outside, per ton		Northwest, per ton	
		Government sales	Other sales	Government sales	Other sales	Government sales	Other sales
12/20	20	\$205.21	\$210.05	\$200.23	\$204.78	\$200.23	\$204.78
16/24	24	201.77	206.61	199.61	204.14	199.61	204.14
20/28	28	201.50	206.34	199.41	203.84	199.41	203.84
24/32	32	200.00	204.84	197.91	202.39	197.91	202.39
28/36	36	200.00	204.84	197.91	202.39	197.91	202.39
32/40	40	200.00	204.84	197.91	202.39	197.91	202.39
36/44	44	200.00	204.84	197.91	202.39	197.91	202.39
40/48	48	200.00	204.84	197.91	202.39	197.91	202.39
44/52	52	200.00	204.84	197.91	202.39	197.91	202.39
48/56	56	200.00	204.84	197.91	202.39	197.91	202.39
52/60	60	200.00	204.84	197.91	202.39	197.91	202.39
56/64	64	200.00	204.84	197.91	202.39	197.91	202.39
60/68	68	200.00	204.84	197.91	202.39	197.91	202.39
64/72	72	200.00	204.84	197.91	202.39	197.91	202.39
68/76	76	200.00	204.84	197.91	202.39	197.91	202.39
72/80	80	200.00	204.84	197.91	202.39	197.91	202.39
76/84	84	200.00	204.84	197.91	202.39	197.91	202.39
80/88	88	200.00	204.84	197.91	202.39	197.91	202.39
84/92	92	200.00	204.84	197.91	202.39	197.91	202.39
88/96	96	200.00	204.84	197.91	202.39	197.91	202.39
92/100	100	200.00	204.84	197.91	202.39	197.91	202.39
96/104	104	200.00	204.84	197.91	202.39	197.91	202.39
100/108	108	200.00	204.84	197.91	202.39	197.91	202.39
104/112	112	200.00	204.84	197.91	202.39	197.91	202.39
108/116	116	200.00	204.84	197.91	202.39	197.91	202.39
112/120	120	200.00	204.84	197.91	202.39	197.91	202.39

(ii) The "packed point" above shows the number of packed prunes per pound in the packs for which the maximum prices are listed. The maximum price for any count between two packed points shall be figured by adding to the maximum price named for the next higher packed point (smaller fruit), \$1.00 per ton for each whole point by which the count being priced is lower than that

essed from fruit produced in the calendar year 1944.

(b) The definitions of the following terms, set forth in the designated sections of Food Products Regulation No. 1, are applicable to this supplement.

"Person" (section 1.1 of FPR 1).

"Processor" (sec. 1.2 of FPR 1). For this purpose, "processor" means to grade; clean; sort; process with water, steam, chemicals or compressed air; sterilize; fumigate; or prepare for shipping the kind of dried fruit being priced. However, the term "processor" does not include a grower, dehydrator, or a dry-yard operator when he sells or delivers dried fruits to a processor.

"Distributor" (sec. 1.3 of FPR 1).

"Primary distributor" (sec. 1.5 of FPR 1).

"Wholesaler" and "retailer" (sec. 1.6 of FPR 1).

"Ultimate consumer" (sec. 1.7 of FPR 1).

"Item" (sec. 1.8 of FPR 1).

"Container type" (sec. 1.9 of FPR 1).

"Sale" (sec. 1.10 of FPR 1).

"Price" (sec. 1.11 of FPR 1).

"Net delivered cost" (sec. 1.12 of FPR 1).

"Records" (sec. 1.14 of FPR 1).

ARTICLE II—PRICING PROVISIONS

SEC. 4. *Processor's maximum prices for dried fruits*. (a) The processor's maximum prices, f. o. b. factory, for dried fruits, shall be as follows:

(1) *Apricots*. (i) The processor's maximum prices, f. o. b. factory, for dried apricots packed in wood boxes containing 25 to 30 pounds, for sales of sizes standard to jumbo, inclusive, and of slabs and whole pitted apricots shall be as follows:

Size or style	Government sales, per ton			Other sales, per ton		
	Blanchets	Northerns	San Joaquin	Blanchets	Northerns	San Joaquin
Standard.....	\$318.40	\$320.62	\$322.64	\$319.32	\$320.16	\$320.63
Choice.....	623.02	627.14	631.00	623.77	627.91	631.43
Extra choice.....	627.61	631.63	635.49	628.36	632.50	636.37
Extra fancy.....	632.20	636.22	640.08	632.95	637.09	640.83
Jumbo.....	716.40	720.42	724.28	717.37	721.51	725.37
Slabs and whole pitted.....	618.40	620.62	622.64	619.32	620.16	620.63

wise named above. On sales to government procurement agencies of a variety and size or style of dried apricots of lower than commercial quality, the maximum price otherwise named above is reduced by \$5.00 per ton.

(iii) A maximum price for another grade, variety, or size or style shall be figured from that listed above for the most comparable item by adding or subtracting, as the case may be, the same

(c) This supplement supersedes the provisions of Maximum Price Regulations Nos. 227² and 475² as to sales of the 1944 and later crops.

(d) This supplement becomes effective on September 30, 1944.

SEC. 2. *Applicability of Food Products Regulation No. 1*. Important: Not all of the provisions affecting maximum prices for the specified dried fruits are stated in this supplement. Those which are not specifically set forth here are stated in Food Products Regulation No. 1, and they are just as much a part of this supplement as if they were printed here. The "explanation of the regulation" is also a part of this supplement.

The particular sections of Food Products Regulation No. 1 which are applicable to this supplement are listed at appropriate places in the following provisions (in each case, the section number set forth in parenthesis is the appropriate section number of Food Products Regulation No. 1). When any applicable section of the regulation is amended, the amendment also is applicable to this supplement.

SEC. 3. *Definitions*. (a) When used in this supplement, the term:

"Dried fruit" means fruit from which the major portion of moisture has been removed by natural or artificial drying. "1944 crop" means that pack of the dried fruit being priced which is proc-

(ii) In sales to government procurement agencies of a variety and size or style of dried apricots of lower than commercial quality, a premium not to exceed \$10.00 per ton may be charged in addition to the maximum price other-

² 7 F.R. 7531, 8046; 8 F.R. 1071, 3107, 6446, 12747.
³ 8 F.R. 13707, 14215, 16087; 9 F.R. 809, 7109, 7603, 11004.

Type	Large		Medium		Small	
	Gov- ern- ment sales	Other sales	Gov- ern- ment sales	Other sales	Gov- ern- ment sales	Other sales
Free flow..	\$408.58	\$426.91	\$392.29	\$411.91	\$406.58	\$426.91
Regular..	401.82	421.91	387.53	406.91	401.82	421.91

(iv) Pitted prunes made from prunes of 70 or less count shall be "large"; of 100 or less count, but not within the "large" group, shall be "medium"; and of 101 or greater count, shall be "small." "Regular" pitted prunes are double-run pitted prunes substantially matted. "Free flow" pitted prunes are pitted prunes which substantially maintain their separate identity and are easily separated.

(5) Raisins. (i) The processor's maximum prices per ton, f. o. b. factory, for raisins packed in fibre boxes containing 25 to 30 pounds, except as otherwise indicated, shall be:

Item No.	Grade and variety	Government sales	Other sales
1	Choice Natural Thompson Seedless.....	\$228.57	\$187.16
2	Three Crown Loose Muscats.....	274.53	188.22
3	Three Crown London Layer Muscats (20 lb. wooden box).....	304.53	319.76
4	Two Crown Choice Seeded Muscats.....	288.71	188.78
5	Choice Sultanas.....	228.57	151.47
6	Golden Bleached Choice Color Thompson Seedless.....	278.94	209.91
7	Golden Bleached Extra Choice Color Thompson Seedless.....	289.58	221.05
8	Golden Bleached Fancy Color Thompson Seedless.....	300.22	232.19
9	Soda Dipped Choice Color Thompson Seedless.....	252.35	182.06
10	Valencia Type 2 Crown Choice Seeded Muscats.....	359.96	263.38
11	Valencia Type 3 Crown Loose Muscats.....	335.17	251.72
12	Sulphur Bleached Fancy Color Thompson Seedless.....	308.19	240.53
13	Zante Currants.....	309.81	325.30
14	Zante Currants (11 oz. package).....	1469	1547

(ii) Maximum prices for other grades, varieties and container sizes of raisins shall be figured by the use of a differential from the maximum prices listed above in the same manner as provided above for dried apricots in section 4 (a).

(1) (iii).

(6) Figs. (i) The processor's maximum prices, f. o. b. factory, for fig paste packed in fibre cases containing 80 pounds or less, and for tray-dried Kadota figs in sacks, shall be as follows:

	Cents per pound
Bleached Black Mission paste.....	12½
Unbleached Black Mission paste.....	11½
Adriatic paste.....	17½
Calimyrna paste.....	21½
Natural Kadota paste.....	15½
Tray-dried Kadota paste.....	16
Tray-dried Kadotas in sacks (approx. 90 lbs).....	14½

(ii) The processor's maximum prices, f. o. b. factory, for bulk figs packed in

boxes containing 25 to 50 pounds, shall be as follows:

Type	Maximum prices in cents per pound					
	Jumbo	Extra Fancy	Fancy	Extra Choice	Choice	Standard
Black Mission.....	19½	17½	15½	14	12½	11½
Adriatic.....	28¾	25¾	21¾	19¾	17¾	16¾
Calimyrna.....	33	30¾	25	25½	23½	20½

(iii) The processor's maximum prices, f. o. b. factory, for packaged figs, in dollars per dozen packages, shall be as follows:

Type	Extra Choice 6 oz. layers	Extra Choice 8 oz. layers	Extra Choice 6 oz. fingers	Fancy 8 oz. fingers	Extra Fancy 1 lb. fingers	Extra Choice 8 oz. pulled	Fancy 12 oz. carton
Black Missions.....	\$1.08	\$1.45	\$1.16	\$1.65	\$3.39	\$1.59	\$1.77

Type	Extra Choice and Fancy 6 oz. layers	Extra Choice and Fancy 8 oz. layers	Extra Choice 6 oz. fingers	Fancy 1 lb. strings
Adriatics.....	\$1.39	\$1.82	\$1.40	\$3.70

Type	Extra Choice and Fancy 6 oz. layers	Extra Choice and Fancy 8 oz. layers	Extra Fancy 1 lb. layers	Extra Choice 6 oz. fingers	Fancy 8 oz. fingers
Calimyrnas.....	\$1.61	\$2.12	\$4.54	\$1.65	\$2.34

Type	Extra Fancy 1 lb. fingers	Jumbo 1 lb. pulled	Fancy 12 oz. carton	Extra Fancy 5 lb. pulled
Calimyrnas.....	\$4.71	\$5.15	\$2.93	\$23.82

(iv) The processor's maximum prices, f. o. b. factory, for sliced figs shall be ¼ cent per pound more than the maximum prices for fig paste of the same variety.

(v) The processor's maximum prices, f. o. b. factory, for ungraded bulk packs of figs, in 25 to 50 pound boxes, shall be as follows:

	Cents per pound
Black Missions.....	14
Adriatics.....	19½
Calimyrnas.....	28

(vi) The processor's maximum prices, f. o. b. factory, for graded tray-dried Kadota figs, packed in boxes or sacks, shall be ½ cent per pound less than the maximum price for the same grade of Adriatic figs in bulk, and for graded natural Kadota figs, packed in boxes or sacks, one cent per pound less than the maximum price for the same grade of Adriatic figs in bulk.

(vii) The processor's maximum prices, f. o. b. factory, for packaged figs, in

packages for which no maximum prices have otherwise been established by this supplement, shall be figured as follows: If the variety, grade, and style of pack are the same as a package for which a maximum price is established by this supplement, but there is a difference in weight, the maximum prices for the package being priced and the package for which a maximum price has been established shall be in the same relationship to each other as the weights of the packages are to each other. If the package being priced differs in grade or style of pack from a package of the same variety for which a maximum price has been established, the maximum prices of the packages shall be in the same proportionate relationship as they were in 1942.

(viii) If a seller sells figs which he manufactures into fig paste or sliced figs for the buyer, the sale shall be treated as a sale of the product as finally delivered to the buyer.

(b) Maximum prices per ton may be converted to maximum prices per pound by dividing by 2000.

(c) Maximum prices per pound for brands which were nationally advertised in 1941, of the dried fruits in the container sizes specified below, shall be figured by adding a premium to the maximum prices per pound figured under the foregoing paragraphs of this section, as follows:

Dried fruits	Container sizes	Premium per lb.
Prunes.....	1 lb. and 2 lb. cartons.....	Cent ¼
Apricots.....	11 oz. cartons.....	¼
Peaches.....	11 oz. cartons.....	¼

(d) All maximum prices, except those for sales to government procurement agencies, include brokerage.

(e) Differentials used to figure maximum prices shall be the same amount in dollars and cents for sales to government procurement agencies or other sales. In figuring maximum prices for sales to government procurement agencies, differentials shall be added to or subtracted from maximum prices established for sales to government procurement agencies. In figuring maximum prices for other sales, the same differential shall be added to or subtracted from the maximum prices established for other sales.

(f) Maximum prices per pound for bulk packs may be adjusted to the nearest ⅓ of a cent. Maximum prices for container sizes and packaged dried fruits obtained by the use of differentials from bulk packs may be adjusted to the nearest cent only on the total amount of the invoice.

(g) The boxes or other containers referred to are standard commercial boxes or containers.

(h) Where maximum prices are named for dried fruits packed in wood boxes, the maximum price in each case for the same product when packed in

fibre containers shall be \$2.50 per ton less than the maximum price named for it when packed in wood boxes.

SEC. 5. *Processor's maximum prices for natural condition unpacked prunes and raisins and partially processed dried fruits in sales to other processors.* The pricing method of this section applies only to a seller who processes and sells as a processor at least 75% of all the natural condition unpacked dried fruit bought or sold by him. If the seller is also a producer, dehydrator, or dry-yard operator, the pricing method applies only if the amount of fruit so processed is at least equal to 100% of the natural condition unpacked dried fruit grown or handled by him as a producer, dehydrator or dry-yard operator.

The processor's maximum price, f. o. b. factory, for sales to another processor of any item of natural condition prunes or raisins, or partially processed dried fruits, shall be the processor's maximum price for the corresponding item of dried fruit when fully processed.

If the conditions of this section are not met, the maximum prices for a processor selling to another processor shall be the maximum prices, if any, established for producers, dehydrators or dry-yard operators for natural condition unpacked dried fruits.

SEC. 6. *Processor's maximum prices for sales of items of prior years' packs which have been sold to him by government agencies.* The maximum price for sales by a processor, to purchasers other than government procurement agencies, of that portion of an item packed prior to 1944 which has been sold to the processor by a government agency, shall be that processor's maximum price, f. o. b. factory, as established under this regulation for the same item when packed in 1944. However, differences in brand shall be ignored.

SEC. 7. *Processor's base prices for use in determining maximum export prices for dried prunes and raisins.* For dried prunes and raisins of the 1944 crop (other than London Layer Muscats and Zante Currants), the base prices to be used by the packer in determining his maximum export prices under Second Revised Maximum Export Price Regulation⁴ shall be the maximum prices set forth in section 4 (a) (4) (i) and section 4 (a) (5) (i) of this supplement for sales to government procurement agencies, in each case plus an amount, based on those prices, equal to the discount customarily allowed in cash sales and the selling expense customarily included in prices in civilian sales, but not in excess of 5% for both selling expense and cash discounts. The provisions of this section do not apply to sales to government procurement agencies of the United States.

SEC. 8. *Provisions of Article II of Food Products Regulation No. 1 applicable to*

⁴ 8 F.R. 4132, 5987, 7652, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273.

this supplement. The following provisions of Food Products Regulation No. 1 are applicable to this supplement:

(a) Adjustment of dollars-and-cents maximum prices for processors who perform the wholesale or retail function (sec. 2.3 of FPR 1)
(b) Individual authorization of maximum prices (sec. 2.5 of FPR 1).

(c) Maximum prices for sales by primary distributors (sec. 2.9 of FPR 1).

(d) Maximum prices for sales by distributors who are not primary distributors, wholesalers or retailers (sec. 2.10 of FPR 1).

(e) Payment of brokers (sec. 2.11 of FPR 1).

(f) Special packing expenses which may be reflected in maximum prices for sales to government procurement agencies (sec. 2.13 of FPR 1).

(g) Treatment of federal and state taxes (sec. 2.14 of FPR 1).

(h) Maintenance of customary discounts and allowances (sec. 2.16 of FPR 1).

ARTICLE III—MISCELLANEOUS PROVISIONS

SEC. 9. *Provisions of Article III of Food Products Regulation No. 1 applicable to this supplement.* The following provisions of Food Products Regulation No. 1 are applicable to this supplement:

(a) Restrictions on sales to primary distributors (Section 3.1 of FPR 1).

(b) Storage (sec. 3.3 of FPR 1).

(c) Export sales (sec. 3.4 of FPR 1).

(d) Records which must be kept (sec. 3.6 of FPR 1).

(e) Sales slips and receipts (sec. 3.8 of FPR 1).

(f) Transfers of business or stock in trade (sec. 3.9 of FPR 1).

(g) How a figured maximum price is established and how an established maximum price may be changed (sec. 3.10 of FPR 1).

(h) Adjustable pricing (sec. 3.11 of FPR 1).

(i) Compliance with the applicable supplement (sec. 3.12 of FPR 1).

(j) Adjustment of maximum prices for food products under "Government contracts" or subcontracts (sec. 3.13 of FPR 1).

(k) Applications for adjustment by sellers who have been found to have violated the Robinson-Patman Act (sec. 3.14 of FPR 1).

(l) Applications for adjustment and petitions for amendment based on wage or salary increases requiring approval of the National War Labor Board (sec. 3.15 of FPR 1).

(m) Petitions for amendment (sec. 3.16 of FPR 1).

This supplement shall become effective September 30, 1944.

NOTE: All reporting and record-keeping requirements of this supplement have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14835; Filed, Sept. 25, 1944; 4:41 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,¹ Amdt. 33]

SANTA CRUZ, CALIF., ETC.

Schedule A of the Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

1. The reference to footnote 1 in item 33a is deleted.
2. Items 39a, 55c, 63b, and 253a are added to read as follows:

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(33a) Santa Cruz.....	California.....	Santa Cruz County except the Township of Watsonville.	Jan. 1, 1944	Oct. 1, 1944	Nov. 15, 1944
(33c) Fort Lauderdale.	Florida.....	Broward County except the City of Hollywood and the Town of Hallandale and in Palm Beach County, Precincts 20, 21, 22, 23, 24, 25, 26, 27, and 28, including the Cities of Delray Beach and Lake Worth and the Towns of Boca Raton, Boynton, Gulf Stream, Lantana, Manalapan, and Ocean Ridge.	Aug. 1, 1944	Oct. 1, 1944	Nov. 30, 1944
(63b) Sarasota.....	Florida.....	Sarasota.....	Mar. 1, 1944	Oct. 1, 1944	Nov. 15, 1944
(253a) Klamath Falls.	Oregon.....	Klamath.....	Oct. 1, 1943	Oct. 1, 1944	Nov. 15, 1944

This amendment shall become effective October 1, 1944.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14813; Filed, Sept. 25, 1944; 4:43 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing,² Amdt. 36]

SANTA CRUZ, CALIF., ETC.

Schedule A of the Rent Regulation for Housing is amended in the following respects:

1. The reference to footnote 1 in item 33a is deleted.
2. Items 39a, 55c, 63b, and 253a are added to read as follows:

¹ 9 F.R. 2164, 3231, 3421, 4194, 4541, 5202, 5806, 5828, 6315, 6563, 7329, 8054.
² 9 F.R. 5507, 5915, 6359, 6569, 6919, 7329, 8054, 8266, 9513.

Name of Defense-Rental Area	State	County or counties in Defense-Rental Area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(30a) Santa Cruz.....	California....	Santa Cruz County except the Township of Watsonville.	Jan. 1, 1944	Oct. 1, 1944	Nov. 15, 1944
(65c) Fort Lauderdale.	Florida.....	Broward County except the City of Hollywood and the town of Hallandale and in Palm Beach County, Precincts 20, 21, 22, 23, 24, 25, 26, 28, and 30, including the Cities of Delray Beach and Lake Worth and the towns of Boca Raton, and Boynton, Gulf Stream, Lantana, Manalapan, and Ocean Ridge.	Aug. 1, 1944	Oct. 1, 1944	Nov. 30, 1944
(63b) Sarasota.....	Florida.....	Sarasota.....	Mar. 1, 1944	Oct. 1, 1944	Nov. 15, 1944
(253a) Klamath Falls.	Oregon.....	Klamath.....	Oct. 1, 1943	Oct. 1, 1944	Nov. 15, 1944

This amendment shall become effective October 1, 1944.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14814; Filed, Sept. 25, 1944;
4:43 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 25,
Amdt. 26]

DESIGNATION OF AREAS AND RENT DECLARATIONS RELATING TO SUCH AREAS

In § 1388.1201 of Designation and Rent Declaration 25, item 27 is amended and item 269 is added to read as follows:

(27) Monterey Bay, Calif., Monterey County and in Santa Cruz County the Township of Watsonville.

(269) Santa Cruz, Calif., Santa Cruz County except the Township of Watsonville.

This amendment shall become effective October 1, 1944.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14816; Filed, Sept. 25, 1944;
4:42 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 31,
Amdt. 24]

DESIGNATION OF AREAS AND RENT DECLARATIONS RELATING TO SUCH AREAS

In § 1388.1341 of Designation and Rent Declaration 31, items 6 and 33 are

¹⁷ F.R. 3195, 3892, 4179, 5812, 6389, 7245, 8356, 6507, 9954, 10081; 8 F.R. 121, 1223, 4779, 5738, 9021, 10738, 12094, 13919, 14763, 15581, 16208, 17297; 9 F.R. 971, 3230, 4540.

¹⁹ F.R. 5823, 5915, 7329, 7431, 9265, 9513.

amended and items 110, 111, and 112 are added to read as follows:

(6) Florida, Florida, That portion of the State of Florida not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the counties of Broward, Columbia, Dade, St. Johns, St. Lucie, Santa Rosa, Sarasota, Wakulla, and Walton, and in the county of Palm Beach Precincts 20, 21, 22, 23, 24, 25, 26, 28, and 30, including the cities of Delray Beach and Lake Worth and in the towns of Boca Raton, Boynton, Gulf Stream, Lantana, Manalapan, and Ocean Ridge.

(33) Oregon, Oregon, That portion of the State of Oregon not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the counties of Klamath and Tillamook.

(110) Fort Lauderdale, Florida, Broward County except the city of Hollywood and the town of Hallandale and in Palm Beach County Precincts 20, 21, 22, 23, 24, 25, 26, 28, and 30, including the cities of Delray Beach and Lake Worth and the towns of Boca Raton, Boynton, Gulf Stream, Lantana, Manalapan, and Ocean Ridge.

(111) Sarasota, Florida, County of Sarasota.

(112) Klamath Falls, Oregon, County of Klamath.

This amendment shall become effective October 1, 1944.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14815; Filed, Sept. 25, 1944;
4:42 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 13¹, Amdt. 55]

PROCESSED FOODS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

*Copies may be obtained from the Office of Price Administration.

¹⁹ F.R. 3, 104, 574, 695, 765, 848, 1397, 1727, 1817, 1908, 2233, 2234, 2240, 2440, 2567, 2791, 3032, 3073, 3513, 3579, 3708, 3710, 3944, 3947, 4026, 4351, 4475, 4604, 4818, 4876, 5074, 5436, 5695, 5829, 6234, 6235, 6647, 6951, 7070, 7081, 7202, 7257, 7345, 7437, 7773, 8793, 9169, 9954.

Section 15.13 (c) is added to read as follows:

(c) Any retailer who has more than one retail establishment may apply to the Washington Office for permission to surrender tokens at a place to be designated by the Washington Office and receive checks or certificates in exchange. If permission is granted, the retailer must surrender the tokens on or before October 9, 1944 in accordance with instructions given by the Washington Office.

This amendment shall become effective September 25, 1944.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9125, 7 F.R. 2719; E.O. 9280, 7 F.R. 10179; WPB Directive 1, 7 F.R. 562; WFO No. 56, 8 F.R. 2005, 9 F.R. 4319, and WFO No. 58, 8 F.R. 2251, 9 F.R. 4319)

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14806; Filed, Sept. 25, 1944;
4:42 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 557, Correction]

NATURAL CONDITION UNPACKED DRIED PRUNES AND RAISINS, 1944 AND LATER CROPS

Paragraph (d) of section 4 is corrected by adding the word "not" after the word "and" in the last phrase of that paragraph so that the phrase shall read "and not on estimates of grade or on visual grading".

This correction shall become effective as of September 9, 1944.

Issued this 26th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14862; Filed, Sept. 26, 1944;
11:28 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 525, Amdt. 3]

JOBBER SALES OF STOCK MILLWORK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Maximum Price Regulation 525 is amended in the following respects:

1. A new section 22 is added to read as follows:

SEC. 22. Appendix J: Maximum prices for the West Central area—(a) Area definition. The West Central area includes

*Copies may be obtained from the Office of Price Administration.

¹⁹ F.R. 3735, 7690.

(4) *Mark-ups* (i) Items covered by section 22, paragraph (c) (1):

	Percentage mark-up	(11) All items covered by Section 22, Para- graph (c) (2).	Percentage mark-up
Garage doors, W. P. pine.....	45	Fir doors—panel, sash, French, hollow core, slab:	
Overhead type doors, W. P. P.....	45	Fast.....	60
Cupboard doors, all.....	70	Medium.....	65
Hollow core flush doors (except fir):		Slow.....	75
Fast.....	45½	Old.....	100
Medium.....	52½	Fir door—garage.....	50
Slow.....	63½	Overhead.....	45
Odd.....	70	Glazing	
Veneered doors, panel, sash, French or flush:		(Use basis under (c) (4) (1))	
Medium.....	72	(5) Designation of fast, medium and slow items.	
Slow.....	76	(1) For all the states in the West-Central area, fast, medium and slow items are shown below by the following references:	
Odd.....	90	Fast.....	F
Glazing element for all glazed doors.....	77½	Medium.....	M
(Glass takes same mark-up as the door into which it is glazed)		Slow.....	S
Window and sash frames, W. P. P.:			
Frame wall.....	43		
Brick veneer and box.....	46		
Casement.....	70		
Cellar.....	145		

[Read across for glass width; read down for glass height]

[illegible]

Windows-2 Lt-13/8"-Ck Rl-Top Div "A"-W. P. P.-Gls SSB

[illegible]

[Read across for glass width; read down for glass height]

[illegible]

WINDOWS—4 Lt.—1½" Ok Rl.—W. P. P.—GLA SSB.

	10	12
20	M	M
24	M	F
26	S	M
28	S	F
30	S	M
32	S	M

W. P. P. WINDOWS—GLA SSB.

	8-Lt. 1½" Ck Rl.	12-Lt. 1½" Ck Rl.	8-Lt. 1½" Pl. Rl.	12-Lt. 1½" Pl. Rl.
7 x 9				S
8 x 10	M	M	F	F
12	S	M	S	S
9 x 12	M	M	F	M
14				S
10 x 12	M	M	S	S
14	M	M	F	F
16	M	M	S	S
12 x 14	M		M	S
16	M		S	S
18			S	S

W. P. P. SASH—GLA SSB.

	1½" 4 Lt. 2 x 2	1½" 6 Lt. 3 x 2	1½" 6 Lt. 2 x 3	1½" 8 Lt. 4 x 2	1½" 6 Lt. 3 x 2	1½" 2 Lt.	1½" 3 Lt.
6 x 10				F			
7 x 9					S		
8 x 10	F	F	M				S
9 x 12	F	F	F				S
14			S				
10 x 12	F	F	F			S	S
14	M	S				S	S
16	S					S	S
18						S	S
20						S	S
12 x 14	S					S	S
16						S	S
18						S	S
20						S	S
14 x 16						S	

STORM SASH—2 Lt.—1½"—W. P. P.—GLA SSB.

	16	18	20	22	24	26	27	28	20	32	34	36	40	44	49
12			S		M	S			S						
14			M		S	M		S	S						
15															
16	S	S	M	S	M	M		S	S						
18	S	S	M	S	M	M		S	S						
20	S	S	M	S	M	M		S	S						
22															
24	S	M	F	M	M	M	S	S	S		S	F	M		
26															
28		S	M	M	M	M									
30			M	M	M	M									
32			S	S	S	S									
34															
36															

STORM SASH—2 Lt.—1½"—W. P. P.—GLA DSB.

	16	18	20	22	24	26	27	28	20	32	34	36	40	44	49
12			S		S	S			M						
14			S		S	S									
15															
16	S	S	S		M	S		S	M						
18		S	S		M	S		S	M						
20	S	S	M	S	M	M		S	M						
22			S		S	S			S						
24	S	S	M	S	M	M	S	M	M	S	M	S	S	S	S
26															
28			S	S	M	M		M	M		S	S	S	S	S
30			S	S	M	M		M	M		S	S	S	S	S
32															
34															
36															

WINDOW SCREENS—2 Lt. 1½"—W. P. P. GALV. WIRE

	14	15	16	18	20	22	24	26	28
14 mesh:									
20	F		F	F	F		F	F	F
24	F	F	F	F	F		F	F	F
26									
28	F	F	F	F	F		F	F	F
30									
32									
36									
40									
16 mesh:									
20	F		F	F	F		F	F	F
24	F	F	F	F	F		F	F	F
26									
28	F	F	F	F	F		F	F	F
30									
32	F	F	F	F	F		F	F	F
36									
40									

ENTRANCE DOORS

Design number	1½"	1¾"	2-8 x 6-8				3-0 x 6-8								3-0 x 7-0							
			W. P. P.		Fir		W. P. P.		Fir		P. R. Oak		Birch		W. P. P.		Fir		P. R. Oak		Birch	
			DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP
AM. 1	x	x	S				S								S							
AM. 2		x	S				S								S							
AM. 3		x	S				S								S							
AM. 4 (leaded)		x	S				S								S							
AM. 5		x	S				S								S							
AM. 6		x	S				S								S							
AM. 7		x	S				S								S							
AM. 8*	x	x	S				S								S							
AM. 8*		x	S				S								S							
AM. 9 (leaded)		x	S				S								S							
AM. 10		x	S				S								S							
AM. 11	x	x	S				S								S							
AM. 12	x	x	S				S								S							
AM. 13	x	x	S				S								S							
U-104		x	S				S								S							
U-108		x	S				S								S							
U-110		x	S				S								S							
U-123		x	S				S								S							
U-130	x	x	S				S								S							

*AM 8, 2-6 x 6-8—1-3/8 & 1-3/4—W. P. P., Gld., DS.

ENTRANCE DOORS—Continued

Design number	136"	134"	2-8x6-8				2-0x6-8								2-0x7-0							
			W. P. P.		Fir		W. P. P.		Fir		P. R. Oak		Birch		W. P. P.		Fir		P. R. Oak		Birch	
			DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP	DS	BP
U-130		x	S				S								S							
U-132	x	x	S				S								S							
U-134		x	S				S								S							
U-136		x	S				S								S							
U-140	x	x	S				S								S							
U-140		x	S				S								S							
U-141	x	x	S				S								S							
U-143	x	x	S				S								S							
U-143		x	S				S								S							
U-148	x	x	S				S								S							
U-148		x	S				S								S							
U-150	x	x	S				S								S							
U-150		x	S				S								S							
U-156	x	x	S				S								S							
U-156		x	S				S								S							
U-159	x	x	S				S								S							
U-159		x	S				S								S							
U-160	x	x	S				S								S							
U-160		x	S				S								S							
U-163	x	x	S				S								S							
U-163		x	S				S								S							
U-166	x	x	S				S								S							
U-166		x	S				S								S							
U-169	x	x	S				S								S							
U-169		x	S				S								S							
U-174 (leaded)	x	x	S				S								S							
U-174 (leaded)		x	S				S								S							
U-180	x	x	S				S								S							
U-180		x	S				S								S							
U-183	x	x	S				S								S							
U-183		x	S				S								S							
U-186	x	x	S				S								S							
U-186		x	S				S								S							
U-188	x	x	S				S								S							
U-188		x	S				S								S							
U-189	x	x	S				S								S							
U-189		x	S				S								S							
U-190	x	x	S				S								S							
U-190		x	S				S								S							
U-194	x	x	S				S								S							
U-194		x	S				S								S							
U-196	x	x	S				S								S							
U-196		x	S				S								S							
U-198	x	x	S				S								S							
U-198		x	S				S								S							
U-200	x	x	S				S								S							
U-200		x	S				S								S							
U-203	x	x	S				S								S							
U-203		x	S				S								S							
U-206	x	x	S				S								S							
U-206		x	S				S								S							
U-208	x	x	S				S								S							
U-208		x	S				S								S							
U-232	x	x	S				S								S							
U-232		x	S				S								S							
U-242	x	x	S				S								S							
U-242		x	S				S								S							

All items marked "x" above=thickness under which classified.

REAR DOORS—GLAZED PLAIN

		2-6x6-6		2-6x6-8		2-8x6-8		2-8x7-0		2-10x6-10		2-0x6-8		2-0x7-0	
		1½	1¾	1½	1¾	1½	1¾	1½	1¾	1½	1¾	1½	1¾	1½	1¾
U-250	WPP #1 grade	M		F	S	F	S	M	S	S	S	M	S	S	S
	WPP #2 grade														
	Fir #1 grade														
	Fir #2 grade														
	Fir #3 grade														
U-260	WPP #1 grade	M		F	S	F	S	M	S	S	S	M	S	S	S
	WPP #2 grade														
	Fir #1 grade														
	Fir #2 grade														
	Fir #3 grade														
U-273	WPP #1 grade	M		M	S	M	S	S	S	S	S	M	S	S	S
	WPP #2 grade	M		M	S	M	S	S	S	S	S	M	S	S	S
	Fir #1 grade	M		M	S	M	S	S	S	S	S	M	S	S	S
	Fir #2 grade	M		M	S	M	S	S	S	S	S	M	S	S	S
	Fir #3 grade	M		M	S	M	S	S	S	S	S	M	S	S	S
U-274	WPP #1 grade	M		M	S	M	S	S	S	S	S	M	S	S	S
	WPP #2 grade	M		M	S	M	S	S	S	S	S	M	S	S	S
	Fir #1 grade	M		M	S	M	S	S	S	S	S	M	S	S	S
	Fir #2 grade	M		M	S	M	S	S	S	S	S	M	S	S	S
	Fir #3 grade	M		M	S	M	S	S	S	S	S	M	S	S	S

FRENCH DOORS—GLAZED PLAIN

	WPP—10 lt		Fir—10 lt		Fir—15 lt		WPP—15 lt	
	1½"	1¾"	1½"	1¾"	1½"	1¾"	1½"	1¾"
2-0 x 6-6	M	F	F	F				
6-8	F							
7-0	S		S					
2-4 x 6-8	S		M					
2-6 x 6-6	M		M		F	M	M	M
6-8	F		F		F		F	S
7-0	S	M	M		F	M	S	S
2-8 x 6-8	F							
7-0		S				S	S	S
3-0 x 6-8								
7-0								

HOLLOW CORE DOORS

Birch, Gum or Poplar:

F 1½"=2-0 x 6-8; 2-4 x 6-8; 2-6 x 6-8; 2-8 x 6-8.
 M 1½"=1-6 x 6-8; 1-8 x 6-8; 2-0 x 6-0; 2-0 x 7-0; 2-4 x 7-0; 2-6 x 6-6; 2-6 x 7-0.
 M 1¾"=2-0 x 7-0; 2-4 x 6-8; 7-0; 2-6 x 6-8, 7-0; 2-8 x 6-8, 7-0; 3-0 x 6-8, 7-0.

FLUSH DOORS (SOLID CORE)

	2-8 x 6-8	3-0 x 6-8	3-0 x 7-0
WPP, 1½"	S	M	M
Birch and PR oak, 1¾"	S	M	M

SINGLE BLIND DOORS

ND 730, 731

	2-6 x 6-0	2-8 x 6-0	3-0 x 6-0
1½" W. P. pine	S	M	S

PANEL DOORS

W. P. Pine	1P. #1		2 Pan. #1		5 X P. #2 #1			6 Pan. #1		8 Pan.		Miraclo
	1½"	1¾"	1½"	1¾"	1½"	1¾"	1½"	1½"	1¾"	1½"	1¾"	
1-6 x 6-8	M	M						M		M	M	M
1-8 x 6-8	M	M						M		M	M	M
2-0 x 6-0	M	F			F	M		M		M	M	M
2-0 x 6-6	F	F			F			M		M	M	M
2-0 x 6-8	F	F			F			F		F	F	F
2-0 x 7-0	M	M			M							
2-4 x 6-4					S							
2-4 x 6-6	M	M			M			M		M	M	M
2-4 x 6-8	F	F			F			F		F	F	F
2-4 x 7-0					M							
2-6 x 6-0	F	F			S							
2-6 x 6-6	F	F			F	M		F		M	M	M
2-6 x 6-8	M	M	M		M			F	M	M	F	F
2-6 x 7-0	M	M	M		M	M		F	M	F	F	F
2-8 x 6-8	F	F	M		M	M						
2-8 x 7-0	M	M	M		M	S						
2-10 x 6-10												
3-0 x 6-8		M	M		M	M			M			
3-0 x 7-0		M	M		M	M			M			

Fir	1 P. #1	2 Pan. #1		2 Pan. #2		5X Pan. #1		5X Pan. #2		5X Pan. #3	
	1½"	1½"	1¾"	1½"	1¾"	1½"	1¾"	1½"	1¾"	1½"	1¾"
1-6 x 6-8	M	M		M							
1-8 x 6-8		M		M							
2-0 x 6-0	M	M		F		M		M		F	F
2-0 x 6-6	F	M		F				M		M	F
2-0 x 6-8	F	M		F		M					
2-0 x 7-0		M									
2-4 x 6-4		M		M							
2-4 x 6-6	M	M		F						M	M
2-4 x 6-8	F	M		F							F
2-4 x 7-0											
2-6 x 6-0	F	M		F		M		M		F	F
2-6 x 6-6	F	M		F		M		M		F	F
2-6 x 6-8		M		M				M			
2-6 x 7-0	F	M	M	F	M	M	M	M	M	F	F
2-8 x 6-8		M	M	M		M	M	M	M		
2-8 x 7-0		M	M	M		M	M	M	M		
2-10 x 6-10											
3-0 x 6-8	M	M	M	M	M		M		M		M
3-0 x 7-0		M	M	M	M		M		M		M

BLINDS AND SHUTTERS

U-1404—2 L.T., 20 x 24, 24 x 20, 24 x 24, 30 x 24, 36 x 24, 40 x 24.....F

Odd sizes are those items which are shown in the area stock list and which are not listed as fast, medium or slow and which are shown in or which can be built up from standard woodwork lists, catalog No. 40.

(i) Any item on this stock list, classified as fast, medium and slow, shall not be transferred to a higher mark-up column, regardless of how marked in catalog or price list.

(d) *Maximum prices for quantity sales.* For less-than-carload sales for items covered by this regulation when shipped in full bundles, according to paragraph (f) (3) below, shall be 10 percent less than the maximum prices computed according to paragraph (c) above.

(e) *Maximum prices for carload sales.* The maximum prices for any millwork item sold under this regulation and included in any carload shipment shall be 15 percent less than the maximum prices computed according to paragraph (c) and (d) above.

(f) *Delivery and crating.* (1) For delivery by company-owned trucks in the jobber's customary free delivery zone, for any size order containing full bundles or broken bundles, the maximum prices shall be those computed according to paragraphs (c) and (d) of this section.

(2) Where shipment weighing 150 lbs. or more is made by common carrier the exact amount of the freight charges paid by consignee shall be deducted from the maximum prices. If shipped by any other means, only the common carrier rate per 100 pounds must be deducted. If dealers pick up at the jobber's warehouse, uncrated, millwork items weighing 150 lbs. or more, an extra 5% discount shall be allowed.

(3) Where shipment of a broken bundle is made by a common carrier and the broken bundle is repacked, the packing charge specified below may be added to the maximum price.

Item	Number of size and kind in a full bundle	Broken bundles packing charge
Plain rail windows, glazed.....	8.....	\$0.25
Check rail windows, glazed.....	6.....	.25
Cottage windows or sash, glazed.....	3.....	.60
Cellar sash or transoms, glazed.....	12.....	.25
Barn sash, glazed.....	10.....	.25
Storm sash, glazed.....	6.....	.60
Hot bed sash 1½", glazed.....	6.....	.60
Hot bed sash 1¾", glazed.....	4.....	.60
Colonial columns.....	2 to 4.....	.40
Window screens.....	12.....	.30
Softwood panel doors 1½".....	8.....	.60
Softwood panel doors 1¾".....	6.....	.60
Softwood panel doors 1½".....	4.....	.60
Hardwood panel doors 1½".....	5.....	.60
Hardwood panel doors 1¾".....	4.....	.60
Softwood sash doors 1½".....	6.....	.75
Softwood sash doors 1¾".....	4.....	.75
Cupboard doors.....	12.....	.25
Garage doors (other than overhead).....	1 pair or set.....	1.00

2. A new section 23 is added to read as follows:

SEC. 23. *Appendix K: Maximum prices for the Nebraska area*—(a) *Area definition*. The Nebraska area consists of the entire State of Nebraska.

(b) *Items covered and stock lists*. (1) The stock millwork items which are covered by this regulation in the Nebraska area are all the items which meet both of the following tests:

(i) They are stock millwork items as defined in Section 2 (a), and

(ii) Regardless of trade name they are a size and kind of stock millwork included in "Biltwell Millwork Specialties" (Dec. 1, 1941) issued by the Adams & Kelly Co., Omaha and Hastings, Nebraska, which is designated as the area stock list.

(2) Also all items of stock millwork which are listed on a stock list or price list issued or used by anyone making a "jobber's sale of stock millwork" in this area are covered by this regulation when sold in a "jobber's sale of stock millwork" by the person who issued or used the stock list or price list on which the product is listed.

(c) *Maximum prices*. The maximum less-than-carload prices for delivery in the Nebraska area are as follows:

(1) For stock millwork priced in Revised Maximum Price Regulation No. 293, the maximum carload direct-mill shipment price to dealers, freight allowed, for the zone in which delivery is made in a "jobber's sale of stock millwork," plus the percentage mark-up in subparagraph (4) below:

(2) For stock millwork priced in Revised Price Schedule No. 44, the maximum f. o. b. mill price established by Revised Price Schedule No. 44 for persons who, during the first nine months of 1941, received the seller's prevailing maximum discount, adjusted for freight (computed according to the provisions of section 3 (c) (2) of this regulation) to the jobber's warehouse from which deliveries are made to the Nebraska area, plus the percentage mark-up in subparagraph (4) below:

(3) For stock millwork items priced in any other regulation named in section 2 (a), the maximum f. o. b. mill price established by the regulation plus inbound freight at the carload rate, calculated according to the provisions of

section 3 (c) (3) of this regulation, to the jobber's warehouse from which deliveries are made to the Nebraska area plus the percentage mark-ups in subparagraph (4) below:

(4) *Mark-ups* (i) Items covered by section 23, paragraph (c) (1):

	Percentage mark-up
Open windows, sash, storm sash: All	70
Glazed windows, sash, storm sash:	
Fast	18
Slow	42
Odd	70
Pine doors, panel:	
Fast	23
Slow	42½
Odd	92
Pine doors, sash:	
Fast	24
Slow	38
Odd	70
Entrance frames	42½
Lock joint or mitered trim	42½
Cupboard doors—all listed sizes	47
Glazing element for glazed doors	92
(Glass takes same mark-up as the door into which it is glazed)	
Garage doors, pine, (including overhead)	31½
Hollow core flush doors: All	72
Veneered doors (Panel and sash):	
Slow	33½
Odd	92
Flush doors: All	70
Outside door and window frames:	
Fast	30½
Odd	61
Inside door jambs	30½
Gable openings and louvers	72
Sash and window units	44
Window and sash screens:	
Fast	24
Odd	70
Porch work pine	44
Blinds and shutters	92
Cabinet and stairwork	44

(ii) All items covered by section 23, paragraph (c) (2):

	Percentage mark-up
Fir doors—panel, sash and french:	
Fast	40
Slow	60
Fir doors—garage (including overhead)	43

(iii) Items covered by section 23 (c) (3):

(To lowest maximum carload price)

	Percentage mark-up
Mouldings:	
Fast	40
Slow	60
Odd	85

(5) *Designation of fast, slow and odd items*. (i) For this area, fast, slow and odd items are as shown in "Biltwell Millwork Specialties" of Dec. 1, 1941 issued by Adams & Kelly Co., Omaha and Hastings, Nebraska, and marked as follows:

Fast—designated by **
Slow—designated by *
Odd—no mark

Odd sizes are those items which are shown in the area stock list and which are not listed as fast or slow and which are shown in or which can be built up from standard woodwork lists, catalog No. 40.

(ii) Any item on this stock list, classified as fast or slow, shall not be transferred to a higher mark-up column, regardless of how marked in catalog or price list.

(d) *Maximum prices for carload sales*. The maximum prices for any millwork item sold under this regulation and included in any carload shipment shall be 15 percent less than the maximum prices computed according to paragraph (c) and (d) above.

(e) *Delivery*. (1) For delivery by company-owned trucks in the jobber's customary free delivery zone, for any size order containing full bundles or broken bundles, the maximum prices shall be those computed according to paragraphs (c) and (d) of this section.

(2) Where shipments are made by common carrier the maximum prices established by this regulation are f. o. b. warehouse, with freight equalized with the following competitive points: Omaha, Nebraska; Lincoln, Nebraska; Grand Island, Nebraska; Hastings, Nebraska; Sioux City, Iowa; St. Joseph, Missouri; Denver, Colorado; Cheyenne, Wyoming.

This amendment shall become effective October 2, 1944.

Issued this 26th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14863; Filed, Sept. 26, 1944;
11:23 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 288, Amdt. 32]

EGG NOODLES AND RELATED PRODUCTS IN ALASKA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 1418.363(w) Table XXIII is amended to read as follows:

(W) TABLE XXIII—MAXIMUM RETAIL PRICES FOR MACARONI AND NOODLE PRODUCTS

Brand	Unit	Ketchikan	Wrangell-Petersburg	Juneau-Douglas	Skagway-Haines	Sitka	Cordova-Valdez-Seward	Kodiak	Anchorage	R. R. Towns From Palmer to Curry (Incl.)	R. R. Points From Curry to Fairbanks (Incl.)	Nome
<i>Egg Noodles</i>												
Egg Noodles (unbranded).....	1 lb. bulk.....	\$0.24	\$0.24	\$0.25	\$0.25	\$0.25	\$0.26	\$0.27	\$0.28	\$0.27	\$0.28	\$0.27
Napoli Semolina.....	1 lb. bulk.....	.18	.18	.18	.19	.19	.19	.20	.20	.20	.22	.21
Mission, Sunrise, S. B. Brand, Golden Grain.....	1 lb. bulk.....	.25	.25	.25	.25	.25	.26	.27	.26	.26	.23	.27
Plain Sunset, Regal, Creamona.....	1 lb. bulk.....	.12	.12	.12	.13	.13	.13	.14	.14	.14	.10	.15
Rose Chinese.....	1 lb. bulk.....	.23	.23	.23	.23	.24	.24	.25	.25	.25	.27	.20
Amocat, I. G. A., Red and White, Three Monks.....	5-ounce cello.....	.12	.12	.12	.12	.12	.12	.13	.12	.12	.13	.13
Amocat, I. G. A., Red and White, Three Monks.....	8-ounce cello.....	.16	.16	.16	.16	.16	.16	.17	.16	.16	.17	.17
Amocat, I. G. A., Red and White, Three Monks.....	16-ounce cello.....	.29	.29	.29	.30	.30	.31	.32	.29	.30	.31	.33
Best Bet.....	14-ounce cello.....	.23	.23	.24	.24	.24	.25	.26	.24	.21	.26	.27
Big Value.....	12-ounce cello.....	.19	.18	.19	.19	.19	.20	.21	.20	.20	.22	.22
Creamettes and Favro.....	5-ounce carton.....	.11	.11	.11	.12	.12	.12	.12	.12	.12	.12	.13
Fontana.....	4-ounce carton.....	.11	.11	.12	.12	.12	.12	.12	.12	.12	.12	.13
Fontana.....	8-ounce carton.....	.16	.16	.17	.17	.17	.17	.18	.17	.17	.19	.18
Fontana.....	16-ounce carton.....	.30	.30	.31	.31	.32	.32	.34	.31	.32	.33	.34
Fould's.....	5-ounce cello.....	.11	.11	.11	.11	.11	.11	.12	.12	.12	.12	.12
Fould's.....	8-ounce cello.....	.16	.16	.16	.16	.16	.17	.17	.10	.17	.18	.18
Golden Grain Chinese.....	12-ounce cello.....	.22	.22	.23	.24	.24	.25	.27	.21	.21	.22	.23
Manchu Chinese.....	8-ounce cello.....	.13	.13	.13	.13	.13	.14	.14	.14	.14	.13	.14
Mission.....	5-ounce cello.....	.12	.12	.12	.13	.13	.13	.14	.12	.13	.13	.14
Mission.....	8-ounce cello.....	.17	.17	.18	.18	.18	.19	.19	.17	.18	.18	.20
Mission.....	16-ounce cello.....	.30	.30	.31	.31	.32	.33	.35	.20	.30	.32	.37
Mission, Soya.....	16-ounce cello.....	.31	.30	.31	.32	.32	.34	.36	.30	.30	.32	.37
Missionette.....	8-ounce cello.....	.18	.17	.18	.18	.18	.19	.18	.18	.18	.19	.19
Missionette.....	16-ounce cello.....	.30	.30	.31	.31	.31	.32	.33	.31	.31	.33	.34
Quaker.....	5-ounce carton.....	.12	.12	.12	.13	.13	.13	.13	.13	.13	.13	.13
Reliance.....	5-ounce cello.....	.10	.10	.10	.10	.10	.10	.11	.10	.10	.11	.11
Reliance.....	8-ounce cello.....	.14	.14	.14	.15	.15	.15	.16	.15	.15	.15	.16
Reliance Chinese.....	16-ounce cello.....	.26	.26	.27	.27	.27	.28	.29	.27	.27	.29	.30
Reliance Egg Twists.....	8-ounce cello.....	.14	.14	.14	.14	.14	.14	.15	.14	.14	.15	.15
Reliance Krinkled Noodle-Ettes.....	16-ounce cello.....	.30	.30	.31	.32	.32	.33	.35	.29	.30	.31	.39
Rose Chinese.....	8-ounce cello.....	.32	.32	.33	.33	.33	.35	.36	.31	.31	.33	.39
Rose Chinese.....	16-ounce cello.....	.13	.13	.13	.13	.13	.14	.14	.13	.14	.14	.16
<i>Spaghetti and macaroni</i>												
Mission and S. B. brands.....	1 lb. bulk.....	.17	.17	.18	.18	.18	.19	.20	.19	.19	.21	.20
Napoli (Semolina).....	1 lb. bulk.....	.17	.17	.18	.18	.18	.19	.20	.19	.19	.21	.20
Regal, Sunset, Creamona.....	1 lb. bulk.....	.12	.12	.13	.13	.13	.13	.14	.14	.14	.16	.15
Amocat, I. G. A., Mission, Red and White, Three Monks.....	8-ounce cello.....	.12	.12	.12	.13	.13	.13	.14	.13	.13	.14	.14
Amocat, I. G. A., Mission, Red and White, Three Monks.....	16-ounce cello.....	.20	.20	.20	.21	.21	.22	.23	.20	.21	.22	.21
Amocat, I. G. A., Mission, Red and White, Three Monks.....	27-ounce cello.....	.30	.30	.30	.31	.31	.32	.33	.32	.33	.35	.34
Buitoni Gluten Spaghetti.....	8-ounce carton.....	.19	.19	.20	.20	.20	.20	.20	.21	.21	.22	.21
Best cut.....	2½-lb. cello.....	.37	.37	.38	.38	.38	.39	.41	.41	.42	.40	.42
Creamettes, elbow macaroni.....	8-ounce carton.....	.12	.12	.12	.12	.12	.13	.14	.12	.13	.14	.14
Fontana, elbow and salad mac.....	8-ounce carton.....	.12	.12	.13	.13	.13	.13	.14	.12	.13	.13	.14
Fould's, elbow long seashell.....	8-ounce carton.....	.12	.12	.12	.12	.12	.13	.13	.13	.13	.14	.13
Gil-Yo-Ne spaghetti, cut.....	16-ounce carton.....	.26	.26	.27	.27	.27	.29	.31	.25	.26	.27	.32
Golden Grain, coll.....	16-ounce carton.....	.20	.20	.20	.21	.21	.22	.24	.19	.20	.21	.25
Golden Grain, elbow macaroni.....	8-ounce carton.....	.12	.12	.13	.13	.13	.13	.14	.13	.13	.14	.14
Golden Grain, long macaroni.....	16-ounce carton.....	.19	.19	.19	.20	.20	.21	.22	.19	.20	.21	.23
Golden Grain spaghetti.....	27-ounce carton.....	.28	.28	.28	.29	.29	.29	.31	.30	.31	.34	.31
Golden Grain spaghetti dinner.....	8-ounce carton.....	.26	.26	.26	.27	.27	.27	.28	.26	.27	.29	.29
Gold Spun macaroni dinner.....	6-ounce carton.....	.12	.12	.13	.13	.13	.13	.14	.13	.13	.13	.14
Kraft macaroni and cheese dinner.....	7½-ounce carton.....	.13	.13	.14	.14	.14	.14	.15	.14	.14	.15	.16
M & C spaghetti dinner.....	7-ounce carton.....	.30	.30	.30	.31	.31	.31	.32	.30	.30	.31	.33
Merilino.....	16-ounce carton.....	.21	.21	.22	.22	.22	.23	.24	.22	.23	.24	.25
Mission, Best Bet.....	2½-lb. cello.....	.33	.33	.34	.34	.34	.36	.37	.37	.38	.42	.34
Mother's Spaghetti.....	8-ounce cello.....	.12	.12	.12	.12	.12	.13	.14	.12	.13	.14	.14
Quaker, Long and Elbow.....	8-ounce cello.....	.13	.13	.13	.13	.13	.14	.14	.13	.13	.14	.16
Quaker, Long and Elbow.....	16-ounce cello.....	.23	.23	.23	.23	.24	.24	.25	.25	.25	.27	.25
Reliance (all kinds).....	8-ounce cello.....	.10	.10	.11	.11	.11	.11	.12	.11	.11	.12	.12
Reliance (all kinds).....	16-ounce cello.....	.18	.18	.19	.19	.19	.20	.21	.19	.19	.21	.23
Reliance (all kinds).....	27-ounce cello.....	.27	.27	.28	.28	.28	.29	.31	.30	.31	.34	.32
Ronzoni Macaroni.....	16-ounce carton.....	.23	.23	.23	.24	.24	.25	.26	.24	.25	.27	.27
Van Camp's Tenderoni.....	6-ounce carton.....	.12	.12	.12	.12	.12	.12	.13	.12	.12	.13	.13

This amendment shall become effective October 2, 1944.

Issued this 26th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14861; Filed, Sept. 26, 1944; 11:28 a. m.]

*Copies may be obtained from the Office of Price Administration.

19 F.R. 8990, 9514, 9901.

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 289; Amdt. 33]

BOTTLED BEER IN ALASKA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.*

Section 1418.363 (2) Table XXVI is added to read as follows:

(2) TABLE XXVI—MAXIMUM PRICES FOR BOTTLED BEER SOLD AT RETAIL FOR OFF-PREMISES CONSUMPTION

[Note: The prices shown in this table include Federal excise and Territorial taxes in effect on September 1, 1944]

Brand	Ketchikan, Wrangell, Petersburg		Juneau, Douglas		Skagway, Haines, * Sitka		Cordova, Valdez, Seward		Kodiak		Anchorage		Palmer and points on R. R. south of Curry		Fairbanks, Curry, and points on R. R. north of Curry		Nome	
	Cents per bottle sold in quantities of—																	
	5 bot- tles or less	6 or more bottles	5 bot- tles or less	6 or more bottles	5 bot- tles or less	6 or more bottles	5 bot- tles or less	6 or more bottles	5 bot- tles or less	6 or more bottles	5 bot- tles or less	6 or more bottles	5 bot- tles or less	6 or more bottles	5 bot- tles or less	6 or more bottles	5 bot- tles or less	6 or more bottles
11 to 12 oz. bottles																		
Acme.....	\$0.19	\$0.18	\$0.19	\$0.18	\$0.19	\$0.18	\$0.20	\$0.19	\$0.20	\$0.19	\$0.22	\$0.21	\$0.22	\$0.21	\$0.25	\$0.24	\$0.21	\$0.20
Alt Heidelberg.....	.20	.19	.20	.19	.20	.19	.21	.20	.21	.20	.21	.20	.21	.20	.24	.23	.22	.21
Atlas Trazer.....	.24	.23	.24	.23	.25	.24	.25	.24	.25	.24	.27	.26	.27	.26	.31	.30	.27	.26
Bay City.....	.24	.23	.24	.23	.25	.24	.25	.24	.25	.24	.27	.26	.27	.26	.31	.30	.27	.26
Blatz.....	.24	.23	.24	.23	.25	.24	.25	.24	.25	.24	.27	.26	.27	.26	.31	.30	.27	.26
Budweiser.....	.22	.21	.22	.21	.22	.21	.23	.22	.23	.22	.25	.24	.25	.24	.28	.27	.25	.24
Columbia (ale).....	.20	.19	.20	.19	.20	.19	.21	.20	.21	.20	.21	.20	.21	.20	.24	.23	.22	.21
Edelbrew.....	.22	.21	.22	.21	.22	.21	.23	.22	.23	.22	.25	.24	.25	.24	.28	.27	.25	.24
Ehrets.....	.22	.21	.22	.21	.22	.21	.23	.22	.23	.22	.25	.24	.25	.24	.28	.27	.25	.24
Forest Inn.....	.24	.23	.24	.23	.25	.24	.25	.24	.25	.24	.27	.26	.27	.26	.31	.30	.27	.26
Fortune.....	.24	.23	.24	.23	.25	.24	.25	.24	.25	.24	.27	.26	.27	.26	.31	.30	.27	.26
Old Dutch.....	.22	.21	.22	.21	.22	.21	.23	.22	.23	.22	.25	.24	.25	.24	.28	.27	.25	.24
Olympia.....	.19	.18	.19	.18	.19	.18	.20	.19	.20	.19	.22	.21	.22	.21	.25	.24	.21	.20
Pabst Blue Ribbon.....	.22	.21	.22	.21	.22	.21	.23	.22	.23	.22	.25	.24	.25	.24	.28	.27	.25	.24
Rainier.....	.19	.18	.19	.18	.19	.18	.20	.19	.20	.19	.22	.21	.22	.21	.25	.24	.21	.20
Schlitz.....	.22	.21	.22	.21	.22	.21	.23	.22	.23	.22	.25	.24	.25	.24	.28	.27	.25	.24
Trommers.....	.22	.21	.22	.21	.22	.21	.23	.22	.23	.22	.25	.24	.25	.24	.28	.27	.25	.24
32 oz. bottles																		
Alt Heidelberg.....	.47	.45	.47	.45	.48	.46	.49	.47	.49	.48	.57	.54	.55	.53	.66	.63	.62	.49
Columbia (ale).....	.47	.45	.47	.45	.48	.46	.49	.47	.49	.48	.57	.54	.55	.53	.66	.63	.62	.49
Olympia.....	.47	.45	.47	.45	.48	.46	.49	.47	.49	.48	.57	.54	.55	.53	.66	.63	.62	.49

* This amendment shall become effective October 2, 1944.

Issued this 26th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14864; Filed, Sept. 26, 1944;
11:28 a. m.]

Chapter XIII—Petroleum Administration for War

[PDO 21, Amdt. 2]

PART 1543—PETROLEUM PROCESSING, REFINING, AND MARKETING.

LIMITATION ON MANUFACTURE OF PREMIUM MOTOR FUEL

1. Section 1543.1 *Petroleum Distribution Order No. 21* is hereby amended by changing paragraph (b) to read as follows:

(b) *Limitation on manufacture of premium motor fuel.* After September 30, 1944, the percentage of premium motor fuel manufactured by any person:

(1) In the States of Washington, Oregon, California, Nevada, and Arizona, and in the Territories of Alaska and Hawaii, based on his total manufacture of gasoline, shall not exceed nine-tenths of the percentage of premium

motor fuel, based upon total gasoline, which he manufactured during the base period; and

(2) In all other States of the United States, based upon his total manufacture of gasoline, shall not exceed one-quarter of the percentage of premium motor fuel, based upon total gasoline, which he manufactured during the base period.

Computation to determine that the amount of premium motor fuel manufactured by any person is within this limitation shall be made on the basis of successive periods one calendar month long, the first of which shall commence on October 1, 1944.

Premium motor fuel delivered for direct military uses in equipment owned and operated by the Army or Navy may be manufactured in addition to the quantity permitted to be manufactured under subparagraphs (b) (1) or (b) (2). When submitting monthly figures on premium motor fuel manufacture (PAW Form 48), separate figures shall be reported for any premium motor fuel manufactured and delivered for direct military uses in equipment owned and operated by the Army or Navy.

2. This amendment shall become effective on October 1, 1944.

(E.O. 9276, 7 F.R. 10091; E.O. 9125, 7 F.R. 2719; E.O. 9319, 8 F.R. 3687; WPB Dir. No. 30, 8 F.R. 11559; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 25th day of September 1944.

RALPH K. DAVIES,
Deputy Petroleum
Administrator for War.

[F. R. Doc. 44-14826; Filed, Sept. 26, 1944;
10:23 a. m.]

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 21—BOARDS FOR THE REVIEW OF DIS- CHARGES AND DISMISSALS OF FORMER PER- SONNEL OF THE NAVY, MARINE CORPS AND COAST GUARD

ESTABLISHMENT AND PROCEDURE

Pursuant to the authority vested in the Secretary of the Navy by the Act of June 22, 1944, Public Law 346, 78th Congress, the following regulations are prescribed to govern the review, under the authority of subject act, of discharges and dismissals of former personnel of the Navy, Marine Corps and Coast Guard:

Sec.

- 21.1 General provisions; jurisdiction.
- 21.2 Procedure.
- 21.3 Action by the Board.
- 21.4 Review by the Secretary of the Navy.
- 21.5 The Panel.
- 21.6 The Board.
- 21.7 Representatives.
- 21.8 Permanent record; journal.
- 21.9 Correspondence; addressing of requests.

AUTHORITY: §§ 21.1 to 21.9, inclusive, issued under Pub. Law 176, 78th Cong.

* Copies may be obtained from the Office of Price Administration.

¹ 9 F.R. 8990, 9514, 9901.

§ 21.1 *General provisions; jurisdiction.* In accordance with the Secretary of the Navy's precept of July 22, 1944, the Navy Department Board of Review, Discharges and Dismissals, hereinafter known as the Board, has been established within the Navy Department to review, upon its own motion, or upon request by or on behalf of the individual former officer or enlisted man or woman, or if deceased, by the surviving spouse, next of kin or legal representative concerned, or if incompetent, by the guardian, the type and nature of discharge or dismissal certificate or other documentary evidence of discharge or dismissal of former member of the naval service, except a discharge or dismissal by reason of the sentence of a general court-martial. The scope of the review shall be to determine whether, under reasonable standards of naval law and discipline, the type and nature of the discharge or dismissal should be changed, corrected or modified, and, if so, to decide what change, correction or modification should be made. The Board has no authority to revoke any discharge or dismissal, to reinstate any person in the military service subsequent to his discharge or dismissal, or to recall any person to active duty.

§ 21.2 *Procedure—(a) Request for review.* (1) The petitioner should submit a written request for a review to the Board, with the certificate of discharge or dismissal in question, if available, and such other statements or affidavits as he desires to present.

(2) The request should state in brief: (i) the type of discharge or dismissal received; (ii) the full name, former rank or rating and the service or file number of the person whose discharge or dismissal is in question; (iii) the place to which any notices in connection with the review may be sent; (iv) the basis of the claim for review; (v) what action is desired of the Board; and (vi) whether the petitioner desires the review on basis of petition and accompanying papers or whether he desires to appear in person before the Board and/or be represented by counsel. (If counsel is desired, the petitioner should designate such counsel by name.)

(3) When the request for review is submitted by a surviving spouse, next of kin, legal representative or guardian, satisfactory evidence of the required relationship must be submitted.

(4) No request for review of a discharge or dismissal shall be valid unless filed within fifteen years after such discharge or dismissal or within fifteen years from June 22, 1944, whichever be the later.

(b) *Review on own motion.* (1) The Board shall not conduct a review on its own motion without first transmitting a written notice to the person concerned or, if such person is deceased, to his surviving spouse, next of kin, legal representative or guardian, by registered mail, return receipt requested.

(2) Such notice shall state that a review of the type and nature of this discharge or dismissal is to be held by the Board, and shall advise the addressee of

his right to appear before the Board, in person or by counsel, and to present evidence before the Board in the manner herein prescribed.

(c) *Methods of presenting case.* The petitioner may present his case:

(1) By letter with certificate of discharge or dismissal, if available and affidavits.

(2) In person, with or without counsel.

(3) By counsel.

(d) *Counsel.* The term "counsel," as used herein, shall include members of the bar in good standing and accredited representatives of veterans' organizations recognized by the Veterans' Administration under section 200 of the act of June 29, 1936 (Public Law 844, 74th Congress).

(e) *Witnesses.* (1) The Board shall require that all testimony be given under oath or by affirmation.

(2) Witnesses shall be subject to examination and/or cross-examination as appropriate, by the Members of the Board, the petitioner, his counsel, or by the Government Representative.

(3) The testimony of witnesses may be presented either in person or by affidavits.

(f) *Expenses.* No expense of any nature whatsoever incurred by the petitioner, his counsel, his witnesses, or by any other person on his behalf, shall be paid by the Government.

(g) *Notice of hearing.* The Board shall give a petitioner at least thirty days' written notice of the time and the place of the hearing. Such time shall be computed from the time of mailing of the notice. The petitioner may waive such time limit and an earlier hearing date may be set by the Secretary of the Panel.

(h) *Continuances.* A continuance may be granted by the Board on its own motion, or at the request of the petitioner or Government Representative, when such continuance appears necessary in order to insure a full and fair hearing.

(i) *Failure of petitioner to appear.* A petitioner who requests a hearing and who, after being duly notified of the time and place of hearing, fails to appear at the appointed time, either in person or by counsel, thereby waives his right to be present and cannot thereafter take exception to the findings or conclusions arrived at in his absence.

(j) *Evidence.* (1) The Board, in its review, shall consider as evidence all available records of the Navy Department, the Marine Corps or the Coast Guard, together with such evidence as may be submitted by the petitioner and/or his counsel.

(2) The Board shall not be restricted by legal rules of evidence.

(3) Secret and/or confidential records in possession of the Board of Review will not be disclosed.

(k) *Records.* Records of the Board shall be open to the Veterans' Administration.

(l) *Withdrawal.* The Board may, at its discretion and for good cause shown, permit the petitioner to withdraw his request for review without prejudice at any time before the Board begins its deliberations.

§ 21.3 *Action by the Board—(a) Deliberations.* (1) After a full and fair review of the evidence, the Board shall deliberate in closed session, and shall be governed in its action by the vote of a majority of the Board.

(2) No persons other than members of the Board shall be present at or participate in its deliberations.

(3) Members not concurring may file a minority report.

(4) The findings, conclusions, decision and order shall be signed by the concurring majority members.

(b) *Findings.* The findings of the Board shall include:

(1) Type and nature of discharge or dismissal certificate or other documentary evidence of discharge or dismissal which was issued to the person concerned upon separation from the Naval Service.

(2) Basis for such type and nature of discharge or dismissal as disclosed by records in the custody of the Navy Department.

(3) Circumstances surrounding the discharge or dismissal as disclosed by all evidence considered by the Board.

(4) Such other ultimate facts as may be necessary and pertinent to the issue.

(c) *Conclusions.* The Board, on the basis of its findings, shall prepare written conclusions as to whether the type or nature of the discharge given should be changed, corrected or modified.

(d) *Decision.* The Board shall next record its decision. The nature of any change, correction or modification to a certificate of discharge or dismissal shall be specified with particularity.

(e) *Order.* A written order based on the decision shall be prepared for transmittal to the Chief of Navy Personnel, the Commandant of the Marine Corps or the Commandant, U. S. Coast Guard, as appropriate.

(f) *Record of proceedings.* When the Board has concluded its proceedings, the Secretary of the Panel shall prepare a complete original record thereof. Such record shall include the request for review, a transcript of the hearing, if any; affidavits, papers and documents considered by the Board; all briefs and written arguments filed in the case; the findings, conclusions, decision and order of the Board; any minority report prepared by dissenting members of the Board, and all other papers and documents necessary to reflect a true and complete history of the proceedings. The record will be authenticated by the Secretary of the Panel as being true and complete.

§ 21.4 *Review by the Secretary of the Navy—(a) Transmittal of record.* The original record of the proceedings in each case shall be transmitted forthwith by the President of the Board of Review, Discharges and Dismissals, to the Secretary of the Navy for final review.

(b) *Action by the Secretary of the Navy.* (1) The Secretary of the Navy will take such action in each case as he determines to be appropriate, including the return of the record to the Board for further consideration when deemed necessary.

(2) The procedure of the Board on such further consideration will conform as nearly as practicable to that heretofore prescribed, except that the scope of the action of the Board will be limited to the matters specified by the Secretary of the Navy in the directive ordering such reconsideration.

(3) The Secretary of the Navy, after his final action, will return all records to the Board of Review. After recording the final action in the journal, the Board will notify the petitioner of the action taken in his case, then forward all records to the Chief of Naval Personnel, Commandant of the Marine Corps, or Commandant, U. S. Coast Guard, whichever the case may be, for the following administrative acts:

(i) Carry out the order of the Board of Review in respect to the discharge or dismissal in question.

(ii) Place copies of the Board's order and of the record of proceedings in the service record. A reference shall be made in the copy of the Board's report of all enclosures or exhibits which are to be filed elsewhere.

(iii) Place all records in their proper files for safe custody.

§ 21.5 *The Panel*—(a) *Members*. (1) The Panel shall consist of all members of the several Boards of Review and of all officers detailed to the Office of the Board of Review.

(2) Members of the Panel shall report to and be responsible to the president of the Panel.

(b) *Changes in membership*. Additions to and other changes in the membership of the Panel shall be made as circumstances warrant, with the approval of the Secretary of the Navy.

(c) *Meetings*. Meetings of the Panel may be called by the president of the Panel. The Panel will meet in Washington at such times and places as designated by the president.

(d) *Administrative regulations*. The Panel shall, from time to time, initiate such changes in the Administrative Regulations and Procedures as may be deemed advisable, for the approval of the Secretary of the Navy.

(e) *Duties of Panel officers*—(1) *President*. (i) The president of the Panel shall, from time to time, constitute Boards charged with the review functions over discharges and dismissals of Navy, Marine Corps and Coast Guard personnel, as required by section 301 of Public Law 346, 78th Congress.

(ii) He shall designate a secretary for the Panel, recorders for each of the several Boards, and the government and petitioners' representatives.

(iii) He shall make provision for close liaison between the Army and Navy to include periodic joint conferences to discuss common problems and to study results of action taken.

(iv) He shall maintain close contact with the Veterans' Administration.

(v) He shall report to and be responsible to the Secretary of the Navy.

(vi) He shall prepare an annual report of the activities of the Panel and of the Boards for submission to the Secretary of the Navy.

(vii) In the absence or incapacity of the president, the next senior member of the Panel will serve as acting president for all purposes.

(2) *Secretary*. (i) The Secretary shall examine requests for review and, when necessary, obtain from the petitioner or from the records of the interested bureau or service, such additional data as may be required to furnish complete information to the Board.

(ii) He shall keep the minutes of the Panel.

(iii) He shall keep a docket of pending petitions, and record of completed reviews.

(iv) He shall assign petitions to appropriate Board for review.

(v) He shall maintain custody of all records and documents transmitted to or filed with the Board.

(vi) He shall perform such other duties as may be prescribed by the president of the Panel.

§ 21.6 *The Board*—(a) *Members*. A Board of Review shall consist of five members, and at least three of the five members of each Board should belong to the branch of the naval service (Navy, Marine Corps or Coast Guard) from which the person whose case is being reviewed was discharged or dismissed. In event of the absence or incapacity of the chairman, the next senior member of the Board shall serve as chairman for all purposes. Alternates shall be named for each Board in order to assure full membership at all times.

(b) *Reporter*. The reporter shall record the testimony of witnesses and the proceedings of a board. He shall prepare a written transcript of the proceedings in manner and form as directed by the chairman of the Board.

(c) *Time and place of meetings*. The Boards shall be convened at the call of the president of the Panel and shall recess and adjourn at his order. The Boards shall sit at a time and place to be fixed by the president of the Panel.

(d) *Duties*—(1) *Board*. (i) The Board shall review, on its own motion or upon the request of a former officer or enlisted man or woman or, if deceased, by the surviving spouse, next of kin, legal representative or guardian, the type and nature of the discharge or dismissal in question.

(ii) In the event the petitioner does not appear in person or by counsel, the Board shall review the case on the basis of documentary or oral evidence presented by or on behalf of the petitioner and by the Government Representative.

(iii) In the event the petitioner appears in person or by counsel, the Board shall assemble to hear evidence offered by or on behalf of the petitioner and by the Government Representative. After the conclusion of such hearings, the Board shall, as soon as practicable, arrive at their findings, conclusions and decision. Based thereon, the Board shall prepare its order to the Service concerned.

(2) *Senior member*. The Senior member of a Board shall serve as chairman thereof and shall rule upon matters

of evidence and procedure. He may be overruled by a majority vote.

(3) *Recorder*. The recorder is a member of the Board. He shall:

(i) Carefully summarize the testimony presented at hearings.

(ii) Prepare the findings, conclusions, decision and order of the Board.

(iii) Perform such other duties as may be assigned to him by the President of the Panel.

§ 21.7 *Representatives*—(a) *Government representative*. The government representative shall:

(1) Submit to the recorder of the Board a written brief, when considered warranted, analyzing the evidence presented.

(2) In cases where the petitioner does not request to be present in person or by counsel, submit pertinent evidence in the Government's behalf in proper documentary form, or orally.

(3) In cases where the petitioner is present in person or by counsel, appear as counsel for the Government.

(4) In all cases, when he has knowledge of evidence which would substantiate the petitioner's claim, disclose such evidence to the Board.

(b) *Petitioner's representative*. In those instances where the petitioner presents his case by letter and affidavits, a member of the Panel, who is not a member of the Board reviewing the case, will be appointed to act as the petitioner's representative. The Petitioner's Representative shall:

(1) Submit pertinent evidence in the petitioner's behalf in proper documentary form or orally.

(2) Submit to the Recorder of the Board a written brief, when considered warranted, analyzing the evidence presented.

§ 21.8 *Permanent record; journal*. A journal shall be kept by the secretary of the Panel for each of the respective Boards, which journal shall constitute a permanent case record.

§ 21.9 *Correspondence; addressing of requests*. A request for review of a discharge or dismissal with the view of having it changed, corrected or modified should be addressed to:

The Secretary of the Navy
(Board of Review, Discharges and Dismissals)
Navy Department, Washington, D. C.

A request for other purposes, such as permission to reenlist, should be addressed to the appropriate address indicated below, depending on whether the person in question was formerly in the U. S. Navy, U. S. Marine Corps or U. S. Coast Guard:

The Chief of Naval Personnel, Navy Department, Washington, D. C.,

The Commandant of the Marine Corps, Washington, D. C., or

The Commandant, U. S. Coast Guard, Washington, D. C.

JAMES FORRESTAL,
Secretary of the Navy.

[F. R. Doc. 44-14244; Filed, Sept. 26, 1944;
11:06 a. m.]

TITLE 46—SHIPPING

Chapter IV—War Shipping Administration

[G. O. 46]

PART 301—GENERAL REGULATIONS

SEAMEN'S SERVICE AWARDS

- Sec.
 301.61 Authority for regulations.
 301.62 Citation plaque and bar.
 301.63 Merchant Marine Meritorious Service Medal and Bar.
 301.64 Merchant Marine Defense Bar.
 301.65 Administration of awards.
 301.66 Posthumous awards.
 301.67 How to wear seamen's service insignia.

AUTHORITY: §§ 301.61 to 301.67, inclusive, issued under E.O. 9054, 3 CFR, Cum. Supp.; E.O. 9472, 9 F.R. 10613.

§ 301.61 *Authority for regulations.* Pursuant to the authority vested in the Administrator, War Shipping Administration, by Executive Order 9472, August 29, 1944, 9 F.R. 10613, establishing certain awards for the Merchant Marine, the regulations contained in §§ 301.62 to 301.67, inclusive, are prescribed.

§ 301.62 *Citation plaque and bar—(a) Plaque.* Whenever the Administrator issues a citation pursuant to paragraph 1 (a) of Executive Order 9472 to any United States ship or to any foreign ship operated by or for the account of the United States Maritime Commission or the War Shipping Administration which, subsequent to September 8, 1939, or during the present war has served or shall serve in outstanding action against attack or in gallant action in marine disasters or other emergencies at sea, a citation plaque of the following description shall be awarded to the ship: A circular metal plaque, measuring approximately 18" in diameter, showing, in relief, a merchant ship under full headway under which, in rope design, is spelled the words "Gallant Ship". This circular plaque will be mounted on the upper portion of a hardwood board measuring approximately 2' x 3'. Under this will be an oblong metal plaque upon which will be inscribed the citation for which the award is made. A replica of such plaque shall be preserved by the Seamen's Service Awards Committee as a permanent historical record.

(b) *Bar.* A dark green silk ribbon bar pin, one and three-eighths inches long by one-half inch wide, upon which will be mounted a small silver sea horse, will be awarded to the master and each person serving on board such ship at the time of the action for which the citation is made: *Provided*, That whenever such master or person would be entitled to the award of an additional citation bar, an additional small silver sea horse shall be awarded, in lieu thereof, to be attached to the ribbon originally awarded.

§ 301.63 *Merchant Marine Meritorious Service Medal and Bar—(a) Medal.* The Merchant Marine Meritorious Service Medal will be awarded to any master, officer, or member of the crew of any United States ship or any foreign ship operated by or for the account of the

United States Maritime Commission or the War Shipping Administration who, subsequent to September 8, 1939, or during the present war has been or shall be officially commended by the Administrator for conduct or service of a meritorious character but not of such an outstanding character as would warrant an award of the Merchant Marine Distinguished Service Medal established pursuant to the Act of April 11, 1942, ch. 241 (56 Stat. 217).

(b) *Bar.* A light blue, red, white, gold, and navy blue silk ribbon bar pin, one and three-eighths inches long by one-half inch wide, will be awarded to each person to whom the Merchant Marine Meritorious Service Medal is awarded to be worn in lieu of the medal.

(c) *Successive awards.* No more than one Merchant Marine Meritorious Service Medal shall be awarded, but for each succeeding commendation justifying such an award a gold star will be awarded to be affixed to the ribbon of the medal and affixed to the ribbon bar.

§ 301.64 *Merchant Marine Defense Bar.* A black, red, white, and green silk ribbon bar pin one and three-eighths inches long by one-half inch wide will be issued to each master, officer or member of the crew of any United States ship who served at any time during the period beginning September 8, 1939, and ending December 6, 1941. This bar will not be issued subsequent to two years after the termination of the present war.

§ 301.65 *Administration of awards.* The Seamen's Service Awards Committee, War Shipping Administration, Washington, D. C., will consider and determine on behalf of the Administrator all proposals for the citations, commendations, and awards referred to in §§ 301.62 and 301.63 above. The Merchant Marine Defense Bar (§ 301.64) will not be licensed for sale, but will be issued by the Committee upon voluntary application by seamen furnishing proof of eligibility for the bar. Such applications should include the seamen's name, his license number or identification number, the name or names of ships in which he served, the dates of such service, and his permanent mailing address. All correspondence regarding the above awards shall be transmitted to the Committee in sealed envelopes.

§ 301.66 *Posthumous awards.* In case any person who is entitled to an award under §§ 301.62, 301.63 or 301.64 dies before the award can be made to him, the award may be made to such representative of the deceased as the Seamen's Service Awards Committee deems proper. In the event that such representative of the deceased is located in a foreign country, the award may be delivered to the Secretary of State of the United States for future presentation.

§ 301.67 *How to wear seamen's service insignia—(a) On uniform or civilian coats.* The Merchant Marine Meritorious Service Medal or Bar, the Citation Bar, and the Merchant Marine Defense Bar may be worn on either civilian or uniform coats.

(b) *Position of bars.* The Meritorious Service Bar, the Citation Bar, and the Merchant Marine Defense Bar, together with other bars awarded under §§ 301.38 to 301.41, inclusive (General Order 35), shall be worn in horizontal rows of three each, if that number or more be possessed, in rows spaced one-quarter inch apart. If not in multiples of three, the upper row shall contain the lesser number, the center of this row to be over the center of the one below it. They shall be worn on the left breast in a position approximately midway between the top and bottom of the left sleeve opening.

[SEAL]

E. S. LAND,
Administrator.

SEPTEMBER 23, 1944.

[F. R. Doc. 44-14788; Filed, Sept. 25, 1944;
11:52 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 174-A]

PART 95—CAR SERVICE

ACCEPTANCE OF CARLOAD SHIPMENTS OF GRAIN

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of September, A. D. 1944.

Upon further consideration of Service Order No. 174 (9 F.R. 404) of January 7, 1944, as amended (9 F.R. 1463, 9 F.R. 4728) and good cause appearing therefor: *It is ordered*, That:

(a) Service Order No. 174 of January, 1944, 49 CFR § 95.327 *Acceptance of carload shipments of grain*, prohibiting the transportation of grain and related products when consigned on order-notify or straight-advise bills of lading unless there is a party at the billed destination authorized to accept notice of arrival of the shipment and to furnish disposition orders to the carrier's agent at the billed destination, be, and it is hereby, vacated and set aside.

(b) *Announcement of vacation of suspension.* Each of the railroads affected by this order shall publish, file, and post a supplement to each of its tariffs affected announcing the vacation by this order on the effective date hereof, of the suspension made by Service Order No. 174 and stating that the provisions in said tariffs which were in effect prior to such suspension will be applied on and after the effective date of this order. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective at 12:01 a. m., October 10, 1944; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by

depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 44-14845; Filed, Sept. 26, 1944;
11:09 a. m.]

PART 120—ANNUAL, SPECIAL, OR PERIODICAL REPORTS

FILING OF STATEMENTS WAIVED

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 21st day of September 1944.

The matter of waiving the provisions of the order of December 18, 1941 (7 F.R. 226), and amendments thereof, relating to the filing of consolidated statistical statements by steam railway companies which have annual railway operating revenues of \$10,000,000 or more, being under consideration,

And it appearing, that due to a shortage of experienced personnel necessary for the preparation of such consolidated statistical statements on account of war conditions, request has been received from the Accounting Division, Association of American Railroads, that the filing of such statements be waived for the duration of the war and one year thereafter:

It is ordered, That the requirements of the order of December 18, 1941, and amendments thereof, relating to the consolidated statistical statements be, and they are, hereby waived for the year ended December 31, 1943.

And it is further ordered, That said order of December 18, 1941, and amendments thereof, shall in all other respects remain in full force and effect.

By the Commission, Division 1.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 44-14857; Filed, Sept. 26, 1944;
11:09 a. m.]

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

[Administrative Order 341]

RAILROAD AND PROPERTY CARRIER INDUSTRY, PUERTO RICO

ORDER DISSOLVING INDUSTRY COMMITTEE

Whereas the Administrator, in accordance with sections 5 and 8 of the Fair Labor Standards Act of 1938, by Administrative Order No. 134, dated December 9, 1941, appointed the Railroad and Property Carrier Industry Committee for Puerto Rico; and

Whereas the Industry Committee has duly investigated conditions in the industry for which it was appointed and has recommended a minimum wage rate therefor; and

Whereas the minimum wage recommendation has been approved and carried into effect by the Administrator in a wage order for the Railroad and Property Carrier Industry of Puerto Rico, Regulations, Part 618, issued in accordance with section 8 of the Fair Labor Standards Act of 1938, and

Whereas the functions of this Committee have now been completed;

Now, therefore, it is ordered, That in accordance with § 511.22 of the regulations of the Wage and Hour Division applicable to Industry Committees (Title 29, C. V., Code of Federal Regulations, Part 511), the Railroad and Property Carrier Industry Committee for Puerto Rico is hereby dissolved.

Signed at New York, New York, this 20th day of September 1944.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 44-14789; Filed, Sept. 25, 1944;
12:18 p. m.]

[Administrative Order 342]

MISCELLANEOUS INDUSTRIES

ORDER DISSOLVING INDUSTRY COMMITTEES

Whereas the Administrator, in accordance with sections 5 and 8 of the Fair Labor Standards Act of 1938, by Administrative Order No. 84, dated February 17, 1941, appointed Industry Committee No. 21 for the Seamless Hosiery Industry; by Administrative Order No. 87, dated March 4, 1941, appointed Industry Committee No. 24 for the Clay Products Industry; by Administrative Order No. 109, dated May 17, 1941, appointed Industry Committee No. 30 for the Lumber and Timber Products Industry; by Administrative Order No. 131, dated November 21, 1941, appointed Industry Committee No. 37 for the Cigar Industry; by Administrative Order No. 132, dated December 3, 1941, appointed Industry Committee No. 38 for the Tobacco Industry; by Administrative Order No. 137, dated January 6, 1942, appointed Industry Committee No. 40 for the Gloves and Mittens Industry; by Administrative Order No. 138, dated January 10, 1942, appointed Industry Committee No. 41 for the Luggage, Leather Goods and Women's Handbag Industry; by Administrative Order No. 141, dated February 13, 1942, appointed Industry Committee No. 42 for the Grain Products Industry; by Administrative Order No. 143, dated March 14, 1942, appointed Industry Committee No. 43 for the Button and Buckle Manufacturing Industry; by Administrative Order No. 147, dated April 4, 1942, appointed Industry Committee No. 44 for the Railroad Carrier Industry; by Administrative Order No. 145, dated June 6, 1942, appointed Industry Committee No. 45 for the Embroideries Industry; by Administrative Order No. 149, dated July 23, 1942, appointed Industry Committee No. 46 for the Handkerchief Manufacturing Industry; by Administrative Order No. 150, dated August 14, 1942, appointed Industry Committee No. 47 for the Candy and Related Products Manufacturing Industry; by Adminis-

trative Order No. 152, dated August 15, 1942, appointed Industry Committee No. 48 for the Converted Paper Products Industry; by Administrative Order No. 156, dated September 2, 1942, appointed Industry Committee No. 49 for the Printing and Publishing and Allied Graphic Arts Industry; by Administrative Order No. 162, dated October 5, 1942, appointed Industry Committee No. 50 for the Sugar and Related Products Industry; by Administrative Order No. 165, dated October 27, 1942, appointed Industry Committee No. 51 for the Cooking and Heating Appliances Manufacturing Industry; by Administrative Order No. 163, dated November 4, 1942, appointed Industry Committee No. 52 for the Pens and Pencils Manufacturing Industry; by Administrative Order No. 173, dated January 27, 1943, appointed Industry Committee No. 53 for the Metal, Plastics, Machinery, Instrument, and Allied Industries; by Administrative Order No. 174, dated February 11, 1943, appointed Industry Committee No. 54 for the Mattress, Bedding, and Related Products Industry; by Administrative Order No. 175, dated February 11, 1943, appointed Industry Committee No. 55 for the Miscellaneous Textile, Leather, Fur, Straw, and Related Products Industries; by Administrative Order No. 182, dated February 25, 1943, appointed Industry Committee No. 56 for the Canned Fruits and Vegetables and Related Products Industry; by Administrative Order No. 189, dated March 27, 1943, appointed Industry Committee No. 57 for the Cottonseed and Peanut Crushing Industry; by Administrative Order No. 190, dated April 6, 1943, appointed Industry Committee No. 58 for the Vegetable Fats and Oils Industry; by Administrative Order No. 192, dated April 30, 1943, appointed Industry Committee No. 59 for the Stone, Clay, Glass, and Allied Industries; by Administrative Order No. 193, dated May 12, 1943, appointed Industry Committee No. 60 for the Chemical, Petroleum and Coal Products, and Allied Manufacturing Industries; by Administrative Order No. 201, dated June 16, 1943, appointed Industry Committee No. 61 for the Meat, Poultry, and Dairy Products Industry; by Administrative Order No. 203, dated July 20, 1943, appointed Industry Committee No. 63 for the Wholesaling, Warehousing, and Other Distribution Industries; by Administrative Order No. 209, dated August 5, 1943, appointed Industry Committee No. 64 for the Logging, Lumber and Timber and Related Products Industries; by Administrative Order No. 213, dated August 21, 1943, appointed Industry Committee No. 65 for the Bakery, Beverage, and Miscellaneous Food Industries; by Administrative Order No. 214, dated August 31, 1943, appointed Industry Committee No. 66 for the Metal Ore, Coal, Petroleum, and Natural Gas Extraction Industries; by Administrative Order No. 216, dated September 14, 1943, appointed Industry Committee No. 67 for the Construction Industry; by Administrative Order No. 219, dated September 22, 1943, appointed Industry Committee No. 68 for the Finance, Insurance, Real Estate, Motion Picture, and Miscellaneous Industries; by Ad-

ministrative Order No. 221, dated September 28, 1943, appointed Industry Committee No. 69 for the Communication, Utilities and Miscellaneous Transportation Industries; and

Whereas each such Industry Committee has duly investigated conditions in the industry for which it was appointed and has recommended minimum wage rates therefor; and

Whereas the minimum wage recommendations of each such Industry Committee have been approved and carried into effect by the Administrator in a wage order issued in accordance with section 8 of the Fair Labor Standards Act of 1938, for each of the industries enumerated and the functions of each such Industry Committee have been completed;

Now, therefore, it is ordered, That in accordance with § 511.22 of the regulations of the Wage and Hour Division applicable to Industry Committees (Title 29, C. V. Code of Federal Regulations, Part 511), each such Industry Committee is hereby dissolved.

Signed at New York, New York, this 20th day of September 1944.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 44-14790; Filed, Sept. 25, 1944;
12:18 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-488]

CITIES SERVICE TRANSPORTATION AND
CHEMICAL CO., AND CITIES SERVICE GAS
CO.

ORDER GRANTING APPLICATION FOR REHEARING

SEPTEMBER 21, 1944.

Upon consideration of the application filed on August 21, 1944, by Cities Service Transportation and Chemical Company for a rehearing on the Commission's order entered in the above-entitled matter on July 22, 1944, modifying a prior order issuing a certificate of public convenience and necessity in this proceeding; and

It appearing to the Commission that: Since the application for rehearing makes suggestions and proposed modifications with respect to the plan of financing, it will be consistent with the public interest to grant the application for rehearing and to afford the applicant further opportunity to submit, in definite and more specific form for the Commission's prior consideration, any desired revisions in the proposed plan of financing.

The Commission orders that: (A) The application for rehearing on the Commission's order of July 22, 1944, entered in this proceeding be and it is hereby granted, such rehearing to be held commencing November 1, 1944, at 10 a. m., in the Commission's Hearing Room, 1800 Pennsylvania Avenue NW., Washington, D. C.

(B) This order shall not be construed as modifying, changing or in anywise

affecting any prior order of the Commission entered in this proceeding.

By the Commission.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-14821; Filed, Sept. 26, 1944;
9:47 a. m.]

[Docket No. G-580]

NATURAL GAS INVESTIGATION

ORDER INSTITUTING INVESTIGATION

SEPTEMBER 22, 1944.

It appearing to the Commission that: (1) There are many complex and difficult problems related to the conservation and utilization of natural gas which numerous parties appearing before the Commission have urged should be considered in a proper discharge of the Commission's duties and responsibilities under the Natural Gas Act.

(2) The Commission in its 1940 annual report to Congress directed attention to certain of these problems and suggested the necessity for further investigation and additional legislation.

(3) Following submission of the above report and extensive hearings with respect to H. R. 5249, a bill to amend section 7 of the Natural Gas Act, the Committee on Interstate and Foreign Commerce of the House of Representatives reported the bill favorably. In its report (H. Rep. No. 1290, 77th Cong., 1st Sess., p. 3) the Committee pointed out that by these amendments to the act "the door is opened to the consideration by the Commission of the effect of construction and extensions upon the interests of producers of competing fuels and competitive transportation interests." In so doing, the committee deleted certain provisions of the proposed bill with the statement that "the increasingly important problems raised by the desire of several States to regulate the use of natural gas produced therein in the interest of consumers within such States, as against the Federal power to regulate interstate commerce in the interest of both interstate and intrastate consumers, are deemed by the committee to warrant further intensive study and probably a more detailed and comprehensive plan for the handling thereof than that which would have been provided by the stricken subsection."

(4) On February 7, 1942, the amendments to section 7 of the Natural Gas Act became effective and, as the Supreme Court of the United States held in *Federal Power Commission, et al. v. Hope Natural Gas Company*, 320 U. S. 591, 612, (1944), "considerations of conservation are material to the issuance of certificates of public convenience and necessity" under that section, as amended.

(5) Governors, regulatory commissions, and officials of certain gas-producing States have intervened in proceedings before the Commission and have advanced various contentions with respect to the exportation of natural gas

from such States for consumption in areas where other energy resources are available, divergent views being expressed by the representatives of such States.

(6) Representatives of coal, railroad, labor, and other interests concerned with the production or transportation of competing fuels have intervened in proceedings held by the Commission under section 7, as amended, and have presented evidence on the economic, sociological, and technological aspects of fuel competition, and have strongly urged the Commission either to deny requested certificates of public convenience and necessity or to attach restrictions which would substantially limit the uses for which natural gas might be sold.

(7) Representatives of natural-gas companies in such proceedings have emphasized the amount of the investments heretofore made to supply markets which include domestic, commercial, industrial, and other uses of natural gas, and have contended that curtailment of the loads to industrial customers would substantially impair their ability to render adequate service to other consumers at reasonable rates. They have contended also that new or additional sources of supply are necessary to maintain adequate service in areas whose original source of supply has been or is being exhausted but where large investments in pipe lines and distribution facilities have been made.

(8) Proceedings before the Commission have shown that it is principally in the field of direct industrial sales from interstate pipe lines that natural gas comes into direct competition with other fuels, the rates at which such sales are made not being subject to regulation under the Natural Gas Act.

(9) Proceedings before the Commission have disclosed that in the industrial areas of the United States large investments have been made in plant facilities designed for the utilization of natural gas in industrial processes, and that the conversion of such facilities, or the installation of new facilities, to utilize fuels other than natural gas will require large expenditures of money, time, and materials, and may effect substantial changes in the method of operation, cost of production, and end products of many industrial establishments.

(10) The Commission, in discharging its duties and responsibilities under the act, has obtained extensive data and information with respect to various aspects of the problems involved in the conservation and utilization of natural gas, but such data and information are not sufficiently complete for adequate consideration of such problems.

The Commission finds that:

To aid in carrying out its authority and responsibilities under the Natural Gas Act, particularly sections 7, 11 and 14 thereof, including the prescribing of rules and regulations thereunder, and to obtain information to serve as a basis for determining whether further legislation should be recommended to Congress, it is appropriate in the public in-

terest that an investigation be instituted with respect to matters involved in the conservation and utilization of natural gas as hereinafter provided.

The Commission orders that:

(A) An investigation be and hereby is instituted into the extent and probable life of natural gas reserves; present and prospective measures for preventing waste and prolonging the life of such reserves; the present and probable future utilization of natural gas for domestic, commercial and industrial purposes; the extent, character and results of the competition of natural gas with other fuels; and such related matters as may be helpful in the administration of the Natural Gas Act or in determining what additional legislation, if any, should be recommended.

(B) The procedure to be followed in said investigation and the date and location of hearings shall be prescribed by subsequent order or orders of the Commission.

(C) A copy of this order be published in the FEDERAL REGISTER and sent to the Governors and regulatory and conservation commissions of each of the States, the Interstate Oil Compact Commission, each natural gas company, the coal, railroad and labor organizations, and other interested parties, and such persons be invited to file with the Commission, on or before October 31, 1944, statements of their views and suggestions concerning the matters to be covered in this investigation and the procedure which should be followed.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-14819; Filed, Sept. 26, 1944;
9:47 a. m.]

[Docket No. IT-5918]

UTAH POWER & LIGHT CO.

NOTICE OF APPLICATION

SEPTEMBER 23, 1944.

Notice is hereby given that on September 21, 1944, an application was filed with the Federal Power Commission, pursuant to section 203 of the Federal Power Act, by Utah Power & Light Company, a corporation organized under the laws of the State of Maine and doing business in the States of Utah, Idaho and Wyoming, with its principal office at Salt Lake City, Utah, seeking an order authorizing it to acquire all the properties and assets of Utah Light and Traction Company, a corporation organized under the laws of the State of Utah and doing business in said State, with its principal office at Salt Lake City, Utah, and thus to merge and consolidate their facilities, in consideration for the assumption by the Utah Power & Light Company of all the liabilities of Utah Light and Traction Company, the forgiveness of all indebtedness due to the former from the latter, and the cancellation of all of the capital stock of Utah Light and Traction Company now owned by Utah Power & Light Company; or in the alternative an order dismissing the application for lack

of jurisdiction of the Commission over the subject matter; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest in reference to said application should, on or before the 12th day of October 1944, file with the Federal Power Commission a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 44-14820; Filed, Sept. 26, 1944;
9:47 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 4140]

JOHN BARNICKEL

In re: Estate of John Barnickel, deceased; File No. D-28-3648; E. T. sec. 5980.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Kathie Rebhan in and to the estate of John Barnickel, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Kathie Rebhan, Germany.

That such property is in the process of administration by Peter Barnickel, as executor of the estate of John Barnickel, acting under the judicial supervision of the Surrogate's Court of Queens County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14827; Filed, Sept. 26, 1944;
10:45 a. m.]

[Vesting Order 4141]

GEORGE BELSER

In re: Estate of George Belser, deceased; File D-28-8821; E. T. sec. 10332.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of George Belser, Johan Belser, Ezekiel Belser, Katharina Spedel, Issue, names unknown, of Bernhard Belser and Issue, names unknown, of Agnes Mader, and each of them, in and to the Estate of George Belser, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

George Belser, Germany.

Johan Belser, Germany.

Ezekiel Belser, Germany.

Katharina Spedel, Germany.

Issue, names unknown, of Bernhard Belser, Germany.

Issue, names unknown, of Agnes Mader, Germany.

That such property is in the process of administration by Paulina Metzger, as Executrix of the Estate of George Belser, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Sonoma;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be

deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14828; Filed, Sept. 26, 1944;
10:45 a. m.]

[Vesting Order 4142]

LOUIS BLUM

In re: Estate of Louis Blum, deceased; File D-28-9020; E. T. sec. 11427.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: (a) All right, title, interest and claim of any kind or character whatsoever of Lina Blum Schmitt, also known as Lena Blum, in and to the estate of Louis Blum, deceased;

(b) All and the whole of the East Half (E½) of Lot Four (4) in Block Forty-five (45) of the original townsite of Anchorage, Alaska;

Together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address.

Lina Blum Schmitt, also known as Lena Blum, Germany.

That such property is in the process of administration by Charles Odermatt, Anchorage, Alaska, as Executor of the Estate of Louis Blum, acting under the judicial supervision of the Probate Court for the Anchorage Precinct, Third Division, Territory of Alaska, Anchorage, Alaska;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including

appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14829; Filed, Sept. 26, 1944;
10:45 a. m.]

[Vesting Order 4143]

MORITZ W. BOEHM

In re: Estate of Moritz W. Boehm, deceased; File D-6-1003; E. T. sec. 7995.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Walter Hertz in and to the Estate of Moritz W. Boehm, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Walter Hertz, Germany (Austria).

That such property is in the process of administration by Ben H. Brown, as Administrator with the Will Annexed of the Estate of Moritz W. Boehm, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such per-

son be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used; administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14830; Filed, Sept. 26, 1944;
10:45 a. m.]

[Vesting Order 4144]

FRIEDRICK AUGUST BRENNECKE

In re: Estate of Friedrich August Brennecke, also known as August Brennecke, deceased; file D-28-8892; E. T. sec. 11067.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Willy Brennecke, Otto Brennecke and Annelies Fuegner, and each of them, in and to the Estate of Friedrich August Brennecke, also known as August Brennecke, deceased and in and to the Trust Estate established under the Will of Friedrich August Brennecke, also known as August Brennecke, deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

National and Last Known Address

Willy Brennecke, Germany.

Otto Brennecke, Germany.

Annelies Fuegner, Germany.

That such property is in the process of administration by Theo. Fintzelberg and N. Steinmetz, as Executors of the Estate of Friedrich August Brennecke, also known as August Brennecke, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Diego;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14831; Filed, Sept. 26, 1944;
10:45 a. m.]

[Vesting Order 4145]

CAROLINA K. COLLINS

In re: Estate of Carolina K. Collins, also known as Mrs. K. Collins, deceased; File D-28-8268; E. T. sec. 9414.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Karl Kirschner and Pauline Daffinger, and each of them, in and to the Estate of Carolina K. Collins, also known as Mrs. K. Collins, deceased,

No. 193-4

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Karl Kirschner, Germany.
Pauline Daffinger, Germany.

That such property is in the process of administration by Mildred A. Rieckis, Executrix of the Estate of Carolina K. Collins, also known as Mrs. K. Collins, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Clara;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14832; Filed, Sept. 26, 1944;
10:45 a. m.]

[Vesting Order 4146]

WILHELM FINCK

In re: Estate of Wilhelm Finck, deceased; File F-28-9704; E. T. sec. 6403.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Minna Finck, nee

Schultz, Heinrich Finck and Anna Finck, and each of them, in and to the Estate of Wilhelm Finck, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Minna Finck, nee Schultz, Germany.
Heinrich Finck, Germany.
Anna Finck, Germany.

That such property is in the process of administration by Karl L. Ratzer, as Administrator of the Estate of Wilhelm Finck, acting under the judicial supervision of the Superior Court of the State of California in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14833; Filed, Sept. 26, 1944;
10:46 a. m.]

[Vesting Order 4147]

MICHAEL HEBER

In re: Estate of Michael Heber, deceased; File D-57-267; E. T. sec. 7036.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mrs. Adam Renno, children or their heirs, names unknown, of the two deceased sisters of Michael Heber, deceased, and Mathias Klingler, Jr., and each of them, in and to the Estate of Michael Heber, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Rumania, namely,

Nationals and Last Known Address

Mrs. Adam Renno, Rumania.

Children or their heirs, names unknown, of the two deceased sisters of Michael Heber, deceased, Rumania.

Mathias Klingler, Jr., Rumania.

That such property is in the process of administration by Elma Reckslek, as Executrix of the Estate of Michael Heber, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Clara;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Rumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14834; Filed, Sept. 26, 1944;
10:46 a. m.]

[Vesting Order 4148]

AUGUSTE HEYN

In re: Estate of Auguste Heyn, deceased; File No. D-28-3856; E. T. sec. 6562.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Else Raminsky and Gustav Dierking and the issue of each of them, in and to the estate of Auguste Heyn, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Else Raminsky and her issue, names unknown, Germany.

Gustav Dierking and his issue, names unknown, Germany.

That such property is in the process of administration by Lillian Wunder, as Executrix of the Estate of Auguste Heyn, deceased, acting under the judicial supervision of the Surrogate's Court, County of Kings, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14835; Filed, Sept. 26, 1944;
10:46 a. m.]

[Vesting Order 4149]

MIKE (MIHAL) HOLOVAT

In re: Estate of Mike (Mihal) Holovat, deceased; File D-57-332; E. T. sec. 8981.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Stang, also known as Anna Streng, and Eva Flores Holovat, and each of them, in and to the estate of Mike (Mihal) Holovat, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Rumania, namely,

Nationals and Last Known Address

Anna Stang, also known as Anna Streng, Rumania.

Eva Flores Holovat, Rumania.

That such property is in the process of administration by Joe Revell, % Chicago Cafe, 328 Third Street, International Falls, Minnesota, Executor of the estate of Mike (Mihal) Holovat, deceased, acting under the judicial supervision of the Probate Court of Koochiching County, Minnesota;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Rumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14836; Filed, Sept. 26, 1944;
10:46 a. m.]

[Vesting Order 4150]

AUGUST LINK

In re: Estate of August Link, deceased; File No. D-28-7964; E. T. sec. 8919.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Korona Hoch and Emil Hoch, and each of them, in and to the Estate of August Link, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Korona Hoch, Germany.
Emil Hoch, Germany.

That such property is in the process of administration by Edward W. Dolan, as executor of the Estate of August Link, acting under the judicial supervision of the Surrogate's Court of Monroe County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944;

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14837; Filed, Sept. 26, 1944;
10:47 a. m.]

[Vesting Order 4151]

MARIANNE PALMER

In re: Estate of Marianne Palmer, deceased; File D-28-8210; E. T. sec. 9202.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Robert Bergendahl, or his surviving children, and each of them, in and to the Estate of Marianne Palmer, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Robert Bergendahl, or his surviving children, Germany.

That such property is in the process of administration by the Bank of America, National Trust and Savings Association, as Executor of the Estate of Marianne Palmer, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Alameda;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein con-

tained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14838; Filed, Sept. 26, 1944;
10:47 a. m.]

[Vesting Order 4152]

JULIA K. SINKA

In re: Estate of Julia K. Sinka, deceased; File D-34-542; E. T. sec. 8401.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Julia Bodi, also known as Mrs. Andras (Andrew) Bodi, nee Julia Szanto, in and to the estate of Julia K. Sinka, deceased,

is property payable or deliverable to, or claimed by a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Julia Bodi, also known as Mrs. Andras (Andrew) Bodi, nee Julia Szanto, Hungary.

That such property is in the process of administration by Frank S. McKinnon, 1015 Ford Building, Detroit, Michigan, as Administrator of the estate of Julia K. Sinka, deceased, acting under the judicial supervision of the Probate Court for the County of Wayne, State of Michigan;

And determining that to the extent that such a national is a person not within a designated enemy country, the national interest of the United States requires that such a person be treated as a national of a designated enemy country, Hungary;

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as

may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14839; Filed, Sept. 26, 1944;
10:47 a. m.]

[Vesting Order 4153]

KATIE TURK

In re: Estate of Katie Turk, also known as Kate Turk or Kati Turk, deceased; File No. D-28-3559; E. T. sec. 5727.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Dr. Valentin Turk in and to the estate of Katie Turk, also known as Kate Turk or Kati Turk, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Dr. Valentin Turk, Germany.

That such property is in the process of administration by Herman Richter and John Kaiser, as executors of the estate of Katie Turk, also known as Kate Turk or Kati Turk, acting under the judicial supervision of the Surrogate's Court of Kings County, New York;

And determining that, to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14840; Filed, Sept. 26, 1944;
10:47 a. m.]

[Vesting Order 4154]

WILLIAM UNKEL

In re: Estate of William Unkel, also known as William Unkle, deceased; File D-28-3585; E. T. sec. 10201.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Irma Berta Unkel; Else Paula Unkel; Pauline Sophie Ottinger; Pauline Unkel Klopfer; and Heirs, next of kin, names unknown, of William Unkel, also known as William Unkle, deceased; and each of them, in and to the Estate of William Unkel, also known as William Unkle, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Irma Berta Unkel, Germany.

Else Paula Unkel, Germany.

Pauline Sophie Ottinger, Germany.

Pauline Unkel Klopfer, Germany.

Heirs, next of kin, names unknown, of William Unkel, also known as William Unkle, deceased, Germany.

That such property is in the process of administration by R. E. Williams, Administrator of the Estate of William Unkel, also known as William Unkle, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Bernardino;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1944.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 44-14841; Filed, Sept. 26, 1944;
10:47 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 2-9]

POTOMAC EDISON COMPANY

SUBSTITUTION OF MOTOR VEHICLE PASSENGER SERVICE FOR ELECTRIC RAILWAY SERVICE

Upon consideration of the application for authority to substitute motor vehicle bus service for certain electric railway passenger service filed with this Office by The Potomac Edison Company, as contemplated by General Order ODT 2 (7 F.R. 2952), and good cause appearing therefor,

1. The Potomac Edison Company is authorized to substitute motor bus service over that section of its electric railway line between Middletown, Maryland, and Myersville, Maryland, for the electric railway service now operated by it between said communities.

2. The Potomac Edison Company, if and to the extent required by law, shall apply for and obtain from the appropriate regulatory bodies authority to suspend such electric railway service and to institute the motor vehicle bus service which is to be conducted, and if and to the extent required by law, this company shall file with the appropriate regulatory bodies, and publish in accordance with law, and continue in effect until further notice, tariffs or appropriate supplements to filed tariffs, setting forth any changes in the fares, charges, operations, rules, regulations and practices which may be necessary to accord with the provisions of this order; and forthwith shall apply

to such regulatory bodies for such tariffs or supplements to become effective on one day's notice.

3. Communications concerning this order should refer to Supplementary Order ODT 2-9 and should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

4. This order shall become effective September 30, 1944.

Issued at Washington, D. C., this 26th day of September 1944.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 44-14801; Filed, Sept. 25, 1944;
3:35 p. m.]

[Supp. Order ODT 20A-170, Amdt. 1]

**CERTAIN TAXICAB OPERATORS
COORDINATED OPERATIONS IN NEPTUNE AND
LONG BRANCH, N. J., AREA**

Upon consideration of a petition for participation in the joint action plan embraced in Supplementary Order ODT 20A-170 (9 F.R. 10314), filed with the Office of Defense Transportation pursuant to paragraph No. 6 of said order by the Radio Cab Co., Asbury Park, New Jersey, and good cause appearing therefor:

The Radio Cab Co., 343 Cookman Avenue, Asbury Park, New Jersey, is authorized to become a party to the joint action plan embraced in Supplementary Order ODT 20A-170.

It is hereby ordered, That:

1. Supplementary Order ODT 20A-170 be, and it hereby is, amended by adding the Radio Cab Co., 343 Cookman Avenue, Asbury Park, New Jersey, to Appendix 1 and by adding said company as a signatory to Appendix 2 of said order.

2. The Radio Cab Co., on and after the effective date of this Amendment, is directed to participate in the functions of the joint action plan set forth as Appendix 2 to Supplementary Order ODT 20A-170, subject to all the provisions of said order, as amended.

This amendment shall become effective September 26, 1944.

Issued at Washington, D. C., this 26th day of September 1944.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 44-14800; Filed, Sept. 25, 1944;
3:34 p. m.]

[Supp. Order ODT 20A-180]

**CERTAIN TAXICAB OPERATORS
COORDINATED OPERATIONS IN BAY SHORE,
N. Y., AREA**

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231), a copy of which

plan is attached hereto as Appendix 2,¹ and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Bay Shore, New York, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, New York, New York, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and

¹ Filed as part of the original document.

degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-180" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, New York, New York.

8. This order shall become effective September 30, 1944, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 26th day of September 1944.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

Thomas Cordingley, Bay Shore, N. Y.
Carlton Jayne, Bay Shore, N. Y.
George Leicht, Bay Shore, N. Y.
Thomas Hellbrow, Bay Shore, N. Y.
Arthur Tobish, Bay Shore, N. Y.
Miriam Schneider, Bay Shore, N. Y.
August M. Arruda, Bay Shore, N. Y.
Daniel A. Hall, Bay Shore, N. Y.
Edward Schmitzler, Bay Shore, N. Y.
Lewis L. Kuff, Bay Shore, N. Y.

[F. R. Doc. 44-14802; Filed, Sept. 25, 1944;
3:35 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[Restaurant MPR 2, Order 1]

**CLEVELAND REGIONAL ADMINISTRATOR
DELEGATION OF AUTHORITY**

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 24 of Restaurant Maximum Price Regulation No. 2, it is ordered:

(a) *Delegation of authority to Regional Administrator of Region III.* The Regional Administrator of Region III, Cleveland Regional Office, is herewith authorized to issue a classified flat pricing beer order which shall substantially conform to the classified flat pricing beer orders hitherto issued by Region V, Dallas Regional Office, and by the districts located in Region IV, Atlanta Regional Office.

(b) *Subdelegation of authority to district directors.* The Regional Administrator of Region III may subdelegate the authority granted to him by paragraph (a) to any district director in Region III.

This order shall become effective September 25, 1944.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14810; Filed, Sept. 25, 1944;
4:40 p. m.]

[Max. Import Price Reg., Order 44]

DOLLAR-SAVING SALES & SERVICE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and by Executive Orders Nos. 9250 and 9328, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices at which the importer may sell, and maximum prices at which retailers may buy and sell certain automatic combination cigar and cigarette lighters, wind proof type, made of brass, imported from Canada by Rubin P. Macklin, doing business under the trade name and style of Dollar-Saving Sales & Service Co., 55 West 42nd Street, New York 18, New York, hereinafter called the "importer."

(b) *Maximum prices on sales by the importer.* The importer may sell such lighters to wholesalers at a price not exceeding \$1.70 each on a delivered basis, to retailers at a price not exceeding \$2.06 each on a delivered basis, and to consumers at a price not exceeding \$3.50 each. No wholesaler, retailer or consumer may pay the importer higher prices.

(c) *Maximum wholesale and retail prices.* No wholesaler or retailer may sell, and no person buying from them may pay, prices higher than the following for such lighters:

Class of sellers:	Maximum prices
Sales by wholesalers...	\$2.06 each, delivered.
Sales by retailers.....	\$3.50 each.

(d) *Importer to notify wholesalers.* The importer shall furnish a copy of this order to each wholesaler to whom such lighters are sold and shall also include on the invoice the following statement:

The enclosed Order No. 44 issued under the Maximum Import Price Regulation by the Office of Price Administration, establishes your maximum selling price for these lighters and requires you to notify your customers what is their maximum price, as stated in the order.

(e) *Wholesalers to notify retailers.* Every wholesaler selling such lighters shall include on his invoice to each retailer the following statement:

Your maximum selling price for these lighters, as established by Order No. 44 under the Maximum Import Price Regulation issued by the Office of Price Administration, is \$3.50 each.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective on September 26, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14812; Filed, Sept. 25, 1944;
4:39 p. m.]

[MPR 120, Order 1025]

ALABAMA FUEL & IRON CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, it is ordered:

(a) The New Acton Strip Mine of Alabama Fuel & Iron Company, Birmingham, Alabama, located in St. Clair County, Alabama, in District No. 13, is

hereby assigned Mine Index No. 2042, and the coals of said mine are hereby classified in Maximum Price Group No. 7 for rail shipments and for railroad fuel, and in Maximum Price Group No. 2 for truck shipments.

(b) The per net ton maximum prices in cents per net ton for coals of the New Acton Strip Mine, Mine Index No. 2042 in District No. 13, of Alabama Fuel & Iron Company, Birmingham, Alabama, are hereby established for the indicated uses and movements as follows:

	Size groups						
	1 to 5, inclusive	6, 8, 10	7, 9, 11	12, 14, 15, 16	13, 19, 20, 21	17 and 18	22 and 23
Rail shipment (including railroad fuel)---	565	515	505	440	430	430	420
Truck shipment-----	510	480	460	430	420	405	370

(c) The maximum prices established herein are f. o. b. the mine for truck shipments, and f. o. b. the rail shipping point for rail shipments and for railroad fuel.

(d) All prayers of applicant not granted herein are hereby denied.

(e) This order may be revoked or amended at any time.

(f) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to the terms used herein.

This order shall become effective September 26, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14808; Filed, Sept. 25, 1944;
4:40 p. m.]

[MPR 188, Order 35 Under 2d Rev. Order A-3]

WASHINGTON MORTUARY SUPPLY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Order Numbers 9250 and 9328, it is ordered:

(a) This order permits the manufacturer, The Washington Mortuary Supply Company, Washington Court House, Ohio, to adjust its maximum prices for sales of aluminum ambulance cots, stretchers, dressing tables and related items, established by Maximum Price Regulation No. 188, by the amount specified below. This order also authorizes purchasers for resale of these aluminum ambulance cots, stretchers, dressing tables and related items to adjust their maximum prices by adding the dollar and cents amount of the adjustment granted to the manufacturer and for which they have become obligated.

(1) *Manufacturer's maximum prices.* The Washington Mortuary Supply Company may adjust its maximum prices for sales and deliveries of the aluminum ambulance cots, stretchers, dressing tables and related items of its manufacture by an amount not to exceed 8.4% of its established maximum net prices for such sales. The permitted adjustment of 8.4% may be made only if separately stated and applies to every item for which a maximum price was established under Maximum Price Regulation No. 188 prior to the effective date of this order. It may not exceed 8.4 percent of the maximum net price so established.

(2) *Maximum prices of purchasers for resale.* Any purchaser for resale of an aluminum ambulance cot, stretcher, dressing table or related item for which the maximum price has been adjusted as provided in paragraph (1) above may add to his properly established maximum price in effect immediately prior to the effective date of this Order the dollar and cents amount of the adjustment charge for which he has become obligated provided the amount of such adjustment is separately stated.

(b) At the time of or before the first invoice to each purchaser of an article covered by this order, the seller must furnish the purchaser with a written notice stating the number of this order and fully explaining its terms and conditions.

(c) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 35 shall become effective on the 26th day of September 1944.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14809; Filed, Sept. 25, 1944;
4:40 p. m.]

[MPR 188, Order 2420]

GENERAL SALES CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emer-

agency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Order Nos. 9250 and 9328: *It is ordered:*

(a) The maximum prices for all sales and deliveries by the General Sales Com-

pany, 5107 Brae-Burn Drive, Houston, Texas, of a desk fan of its manufacture, as described in its application dated August 24, 1944, after such an article became subject to Maximum Price Regulation No. 188, are as follows:

Article	Model No.	Maximum price to jobber	Maximum price to retailer
Desk fan.....	8-inch.....	\$3.50 each plus 3½¢ tax, \$3.85 each..	\$4.20 each plus 4½¢ tax, \$4.62 each.

These prices are for the sales and delivery of the article described in the manufacturer's application dated August 24, 1944. They are f. o. b. factory and subject to a cash discount of 2% for payment within ten days, net thirty days.

(b) The maximum price for all sales and deliveries at wholesale for the desk fan described in paragraph (a) above shall be the prices set forth below as follows:

Article	Model	Maximum price to retailers
Desk fan.....	8 inch.....	\$4.20 each plus 3½¢, \$4.55 each.

These prices are for the sales and delivery of the article described in the manufacturer's application dated August 24, 1944. They are f. o. b. factory and subject to a cash discount of 2% for payment within ten days, net thirty days.

(c) The maximum prices for sales at retail, by any person, of the desk fan described in paragraph (a) above shall be as follows:

Article	Model	Maximum price to consumers
Desk fan.....	8-inch.....	\$7.35 each including tax.

(d) On each fan shipped to a purchaser for resale, the manufacturer shall attach a tag or label which plainly states the retail selling price.

(e) At the time of the first invoice, the manufacturer shall notify in writing each purchaser who buys from it of the maximum prices established by this order for resales by the purchaser. Since this order also establishes maximum prices for sales by all jobbers to jobbers and retailers, each jobber who resells any commodity covered by this order must notify his purchaser of the maximum prices established by this order for sales by the purchaser. This written notice may be given in any convenient form.

(f) Unless the context otherwise requires, the definitions set forth in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used herein.

(g) This Order No. 2429 may be revoked or amended by the Price Administrator at any time.

This Order No. 2429 shall become effective on the 26th day of September 1944.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14811; Filed, Sept. 25, 1944; 4:39 p. m.]

amended by the Price Administrator at any time.

This order shall become effective September 26, 1944.

Issued this 25th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14807; Filed, Sept. 25, 1944; 4:42 p. m.]

[MPR 445, Order 514]

DISTILLED SPIRITS AND WINES

ADJUSTMENT OF MAXIMUM PRICES

Prospective increases in processors' maximum prices for sales of bulk domestic grape spirits, bulk domestic spirits fruit, neutral brandy and high proof and high wines made from any fruits or berries except grapes have been announced by press release of the Office of Price Administration issued August 26, 1944. Maximum prices for sales by processors and other sellers are now established by section 2.4, Maximum Price Regulation 445.

The products described are used in the fortification of wine and in the blending of other alcoholic beverages. Under the circumstances, purchasers are unable to procure supplies until the issuance of the announced price, and difficulties in securing supplies threaten to delay operations of winery purchasers until too late for the current grape harvest and, in the case of rectifiers, until too late to supply fall markets in the normal manner.

Section 7.11 of Maximum Price Regulation 445 provides for the issuance of an adjustable pricing order permitting deliveries at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. The Price Administrator has found that authority to use adjustable pricing for sales of the products named, pending issuance and effective date of the announced price change, is necessary to promote production and distribution of the products. He has further found such authorization will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. Therefore, in accordance with section 7.11, Maximum Price Regulation 445, *It is ordered*, that:

(a) Processors of, and dealers in bulk domestic grape spirits, bulk domestic spirits fruit, neutral brandy, and high proof and high wine made from any fruits or berries except grapes, may make sales and deliveries thereof and purchasers may buy and receive such products at prices to be adjusted upward after delivery to amounts not in excess of maximum prices established by final action to be taken by price regulation or amendment providing adjustments in maximum prices for those products. Prior to the effective date of such final action, no payment for those products shall be made or received in excess of maximum prices prevailing at the date of delivery.

(b) This order shall be revoked without further action by the Price Administrator upon the effective date of a price regulation or amendment increasing maximum prices for sales of the products described. It may be revoked or

[MPR 188, Order 2440]

CARR CULLEN Co.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries, of a Hilde-Dor manufactured by the Carr Cullen Company, 1030 Marshall Street, N. E., Minneapolis, Minnesota.

(1) (i) For all sales and deliveries since the effective date of Maximum Price Regulation No. 188, by the manufacturer to retailers, and by the manufacturer to persons, other than retailers, who resell the articles from the manufacturer's stock, the maximum prices are those set forth below:

Article	Model No.	Maximum price to persons, other than retailers, who resell from manufacturer's stock	Maximum price to retailers
Hilde-Dor.....	(120-20-inch..... (125-25-inch.....	\$4.33 1.47	\$4.77 1.94

These prices are for the sales and delivery of the article described in the manufacturer's application dated August 8, 1944. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(ii) For all sales and deliveries by the manufacturer to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined by applying to the prices specified in subdivision (1) (i) of this paragraph (a), the discounts, allowances, and other price differentials made by the manufacturer, during March 1942, on sales of the same type of article to the same class of purchaser and on the same terms and conditions. If the manufacturer did not make such sales during March 1942 he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method, § 1499.158, of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until authorized by the Office of Price Administration.

(2) (i) For all sales and deliveries on and after the effective date of this order to retailers by persons, other than the manufacturer, who sell from the manufacturer's stock, the maximum prices are those set forth below, f. o. b. factory:

Article	Model No.	Maximum price to retailers
Hilde-Dor.....	(120-20-Inch..... 225-25-Inch.....)	\$1.77 1.64

These prices are for the sales and delivery of the article described in the manufacturer's application dated August 8, 1944. They are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(ii) For all sales and deliveries by persons who sell from the manufacturer's stock, to any other class of purchaser or on other terms and conditions of sale, the maximum prices shall be those determined under the applicable provisions of the General Maximum Price Regulation.

(b) At the time of or prior to the first invoice to each purchaser, other than a retailer, who resells from the manufacturer's stock, the manufacturer shall notify the purchaser for resale of the maximum prices and conditions established by subparagraph (a) (2) of this order for such resales. This notice may be given in any convenient form.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 27th day of September 1944.

Issued this 26th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14860; Filed, Sept. 26, 1944;
11:27 a. m.]

[2d Rev. MPR 213, Order 15]

FISCHER BED SPRING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, the Stabilization Act of 1942, as amended, and Executive Order No. 9250 and 9328, and in accordance with section 9 (b) (1) of 2d Revised Maximum Price Regulation No. 213, it is ordered:

(a) This order establishes maximum prices for sales of new steel frame, helical top, single and double deck bedsprings equipped with an angle border, and meeting all the specifications for a Class 102 and 111 coil bedspring as set forth in 2d Revised Maximum Price Regulation No. 213 manufactured by the Fischer Bed Spring Company, 429 Lockhart Street, N. S., Pittsburgh, Pennsylvania, as follows:

(1) For all sales by the manufacturer to retailers, the maximum price of the

Class 102 spring with angle border is \$5.95 and the maximum price of the Class 111 spring with angle border is \$7.25. This price is f. o. b. factory and is subject to a cash discount of 2% for payment within ten days, net 30 days.

(2) For all sales at retail by any person the cash maximum price of the Class 102 spring with angle border is \$11.25 and the cash maximum price of the Class 111 spring with angle border is \$14.00. This price is subject to the seller's customary terms, discounts, and allowances in effect during March 1942 on sales of comparable bedsprings.

(b) For sales in the "Far West Zone" described in 2d Revised Maximum Price Regulation No. 213, the following sums may be added to the prices set forth in paragraph (a) above:

For sales of the Class 102 spring with angle border by the manufacturers.....	\$0.50
For sales of the Class 102 spring with angle border by retailers.....	.85
For sales of the Class 111 spring with angle border by the manufacturers.....	.75
For sales of the Class 111 spring with angle border by the retailers.....	1.25

(c) The Fischer Bed Spring Company shall notify, in writing, all retailers who purchase the bedsprings described above, of the maximum prices established by this order for sales at retail. This notice may be given in any convenient form, and shall be given at the time of or prior to the first invoice to each retailer covering a sale of the bedspring described above.

(d) Before delivering any of the bedsprings described above, Fischer Bed Spring Company must attach securely to each bedspring a durable tag containing in easily readable lettering the following, with the blank properly filled in:

O. P. A. has established a retail ceiling of \$_____ for this bedspring. Lower prices may be charged. This tag may not be removed until after delivery to the consumer.

(e) Unless the context otherwise requires, the definitions set forth in 2d Revised Maximum Price Regulation No. 213 shall apply to the terms used in this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 27th day of September 1944.

Issued this 26th day of September 1944.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 44-14859; Filed, Sept. 25, 1944;
11:27 a. m.]

Regional and District Office Orders:

[Region II Order G-7 Under SR 15 and MPR 280, Amdt. 1]

MILK IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.75 (a) (9)

of Supplementary Regulation No. 15, and § 1351.807 and 1351.817a of Maximum Price Regulation No. 280, as amended, and upon the written authorization of the Price Administrator issued pursuant to a directive from the Director of Office of Economic Stabilization, it is hereby ordered:

That the termination date of Order No. G-7 be extended to September 30, 1944 and that section (k) of Order No. G-7 be amended to read as follows:

(k) *Effective period of this order:* This order shall take effect June 3, 1944, and shall terminate and expire on September 30, 1944 unless earlier revoked. This order may be amended at any time.

This Amendment No. 1 to Order No. G-7 shall become effective immediately.

(56 Stat. 23, 765; Pub. Law 151, 70th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9528, 8 F.R. 4681)

Issued this 15th day of September 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-14793; Filed, Sept. 25, 1944;
12:20 p. m.]

[Region II Order G-45 Under RMPR 122, Amdt. 1]

SOLID FUELS IN NEW YORK AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, Order No. G-45 is amended in the following respects:

1. The description of Zone 2 and of Zone 4 contained in paragraph (a) (1) is amended to read as follows:

Zone 2. Zone 2 includes all of Delaware County except the towns of Andes, Davenport, Franklin, Harpersfield, Kortright, Middletown, Roxbury and Stamford, and except the village of East Meredith in the town of Meredith. It also includes the town of Unadilla in Otsego County and the towns of Afton and Bainbridge in Chenango County.

Zone 4. Zone 4 includes the towns of Andes, Davenport, Harpersfield, Kortright, Middletown, Roxbury and Stamford, and the village of East Meredith in the town of Meredith in Delaware County; the towns of Cherry Valley, Burlington, Butternuts, Edmeston, Exeter, Morris, Pittsfield, Plainfield, Richfield, Roseboom and Springfield in Otsego County, and the towns of Columbus, New Berlin, Sherburne and Smyrna in Chenango County.

This Amendment No. 1 to Order No. G-45 shall become effective September 18, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 14th day of September 1944.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 44-14794; Filed, Sept. 25, 1944;
12:20 p. m.]

[Nashville Order G-1 Under MPR 154]

ICE IN NASHVILLE, TENN., DISTRICT

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Nashville District Office of the Office of Price Administration, Region IV, by § 1393.8 (e) (f) (g) of Maximum Price Regulation 154, and by Regional Delegation Order No. 4 issued by Region IV, it is hereby ordered:

SECTION 1. What this order does. This order establishes maximum dollars-and-cents prices for ice in each County in which this order applies. These maximum prices are set forth in the appendix which is attached to this order and made a part hereof.

SEC. 2. Where this order applies. The provisions of this order shall apply only in the following Counties in Tennessee: Knox, Sevier, Loudon, McMinn, Monroe, Anderson, and Blount.

SEC. 3. Applicability. No person shall sell or deliver ice at prices higher than the maximum prices established by this order applicable in the county in which such sale is made.

SEC. 4. Posting. Every person subject to this order shall post in a conspicuous place in his place of business and where clearly visible to the public his applicable maximum prices which are set forth in the appendix.

SEC. 5. Sales slips and receipts. Any seller who has customarily given a sales slip, receipt or similar evidence of purchase, must continue to do so. Furthermore, regardless of custom, every seller must give a customer who asks for it a receipt showing the date of sale, the name and address of his place of business, the customer's name, and the price charged for the ice.

SEC. 6. Enforcement. On and after the effective date of this order, any person subject to this order who sells or offers to sell ice at a price higher than the maximum prices permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension provisions, and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. In addition, any person, who, in the course of trade or business, buys ice from a person subject to this order, at a price higher than the maximum prices permitted by this order, is subject to the criminal penalties and civil enforcement provisions provided for by that act.

SEC. 8. Effective date. This order shall become effective September 15, 1944.

SEC. 9. Revocation. This order may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 11th day of September 1944.

SAM M. BONEY,
District Director.

APPENDIX

(a) The maximum prices for sales, except to peddlers and wholesale buyers, at any ice producer's platform, or delivery sales within a radius of six miles of any ice producer's platform, in Knox, Sevier, Loudon, McMinn, and Monroe Counties shall be the following:

40 cents per 100 pounds
25 cents for 50 pounds
15 cents for 25 pounds

(b) The maximum prices for sales, except to peddlers and wholesale buyers, at any ice producer's platform or delivery sales within a radius of six miles of any ice producer's platform in Anderson and Blount Counties shall be the following:

50 cents per 100 pounds
25 cents for 50 pounds
15 cents for 25 pounds

(c) The maximum prices for delivery sales, except to peddlers and wholesale buyers, made six miles or more from any ice producer's platform in Knox, Sevier, Loudon, McMinn, and Monroe Counties shall be the following:

50 cents per 100 pounds
25 cents for 50 pounds
15 cents for 25 pounds

The maximum prices for delivery sales, except to peddlers and wholesale buyers, made six miles or more from any ice producer's platform in Anderson and Blount Counties shall be the following:

60 cents per 100 pounds
30 cents for 50 pounds
15 cents for 25 pounds

(d) The maximum prices of ice for all sales by producers to peddlers and wholesale buyers in Knox, Sevier, Loudon, McMinn, Monroe, Anderson, and Blount Counties shall be the following:

30 cents per 100 pounds

[F. R. Doc. 44-14791; Filed, Sept. 25, 1944;
12:18 p. m.]

[Region IV Rev. Order G-23 Under RMPR 122]

SOLID FUELS IN MEMPHIS, TENN.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) **What this order does.** (1) This order establishes maximum prices for sales of specified solid fuels when the delivery is made to any point in the area set out in paragraph (c) hereinafter.

(2) Paragraph (c) of this order contains a price schedule applicable to sales of the solid fuels named therein. Special charges and discounts applicable to such sales are likewise found in that paragraph.

(b) **What this order prohibits.** Regardless of any contract, agreement, or other obligation, no person shall: (1) Sell or, in the course of trade or business, buy

solid fuels at prices higher than the maximum prices set by this order, but less than maximum prices may, at any time, be charged, paid or offered; or

(2) Obtain a higher than maximum price by: (i) Charging for a service which is not expressly requested by the buyer or which is not specifically authorized by this order;

(ii) Using any tying agreement by making any requirement that anything other than the fuel requested by the buyer be purchased by him; or

(iii) Using any other device by which a higher than maximum price is obtained, directly or indirectly.

(c) **Price schedule; consumer sales.**

(1) This price schedule sets forth maximum prices for sales of specified solid fuels when delivery is made within the corporate limits of the city of Memphis, Tennessee. Extra charges are specified for deliveries beyond the corporate limits of said city.

(i) "Direct delivery or domestic" basis:

HIGH VOLATILE BITUMINOUS COAL FROM DISTRICT
No. 8

Size	Per ton 2,000 pounds	Per 1/4 ton 1,000 pounds
Lump or block from Mine Index No. 633 (Clover Leaf Coal Co.) and Mine Index No. 633 (Gallif Coal Co.)	\$10.25	\$5.33
Lump or block from other than Mine Index Nos. 633 and 633	9.95	5.23
Stoker	8.45	4.43
Yard screenings	6.75	3.63

HIGH VOLATILE BITUMINOUS COAL FROM DISTRICT
No. 9

Size	Per ton 2,000 pounds	Per 1/4 ton 1,000 pounds
Lump	\$7.45	\$3.68
Stoker lump	7.60	4.15
No. 11 vein egg and 1 1/2" x 3/4" egg	7.45	3.63
Nut	7.35	3.63
Stoker	7.15	3.53
No. 6 vein stoker	7.55	4.03
Pen and deck screenings	6.60	3.05

HIGH VOLATILE BITUMINOUS COAL FROM DISTRICT
No. 10

Size	Per ton 2,000 pounds	Per 1/4 ton 1,000 pounds
Lump or egg:		
From mines in price group No. 31	\$9.75	\$5.13
From mines in price groups No. 1, 2, and 3	9.60	4.75
From mines in price group No. 11	8.80	4.65
From mines in price groups No. 14, 15, and 20	8.65	4.63
From mines in price groups No. 3 and 4	8.60	4.65
From mines in price group No. 32	8.60	4.70
From mines in price groups No. 33 and 34	8.45	4.43
From mines in price groups No. 5 and 7	8.25	4.23
From mines in price groups No. 27 and 28	8.20	4.25
From mines in price groups No. 10, 12, 13, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 26	8.10	4.30
Nut and stoker from mines in price group No. 8	8.15	4.33

HIGH VOLATILE BITUMINOUS COAL FROM DISTRICT
No. 13

Size	Per ton, 2,000 pounds	Per $\frac{34}{100}$ ton, 1,000 pounds
Block, lump, or double screened egg: (a) Coals from mines in the Jagger or Mary Lee seams and which are identified by mine index Nos. 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 51, 53, or 54, or from mines in the above seams producing coal having the same maximum price, as of the date of this order, at the mine.	\$8.75	\$4.63
(b) Coal from mine index No. 54 (Debardeleben Coal Corporation, Corona seam).	9.75	5.13
(c) Coals from mines in the Black Creek or Clark seams and which are identified by mine index Nos. 1, 2, 7, 9, 10, 11, 12, 14, 15, or 17, or from mines in the above seams producing coal having the same maximum price, as of the date of this order, at the mine.	10.50	5.50
(d) Coals from mines in the Black Creek seam and which are identified by mine index Nos. 16, 18, 20, 21, 22, 23, or 1306 or from mines in the above seams producing coal having the same maximum price, as of the date of this order, at the mine.	10.70	5.60
(e) Coals from mines in the Montevallo or Thompson seams and which are identified by mine index Nos. 3, 4, 6, or 8 or from mines in the above seams producing coal having the same maximum price, as of the date of this order, at the mine.	11.65	6.08
Stoker	8.45	4.48

(2) *Maximum authorized service charges and required deductions—(i) Trimming.* If buyer requests such service, the dealer may not charge more than 30¢ per ton therefor.

(ii) *Carry or wheel from curb.* If buyer requests such service, the dealer may not charge more than 50¢ per ton therefor.

(iii) *Carry up or down stairs.* If buyer requests such service, the dealer may not charge more than \$1.00 per ton therefor.

(iv) *Sacking.* If buyer requests such service, the dealer may not charge more than \$2.00 per ton for the labor of sacking coal. This charge does not include sacks.

(v) *Sacked coal.* Dealer may charge not more than 60¢ for 85 lbs. of sacked coal from District No. 8, East Kentucky and Tennessee, and not more than 50¢ for 85 lbs. of sacked coal from District No. 9, West Kentucky, when sold at the yard. An additional charge of 10¢ per 85 lb. sack may be made for delivery. The prices specified do not include sack, for which no charge in excess of the applicable maximum price may be made.

(vi) *Yard sales.* When buyer picks up coal at the dealer's yard, the domestic price must be reduced at least \$1.00 per ton.

(vii) *Quantity discounts.* When a buyer purchases coal in quantities of thirty (30) tons or more, the dealer must reduce the domestic price at least 75¢ per ton. This discount is not applicable to stoker or slack coals.

(viii) *Treated coals.* If a dealer's supplier has subjected the coal to oil or calcium chloride treatment to allay dust or to prevent freezing and makes a charge therefor, the dealer selling such coal may add to the applicable maximum price

set by this order the amount of such charge, not to exceed 10¢ per net ton on coals from District Nos. 8, 9, and 10, and not to exceed 15¢ per net ton on coals from District No. 13. Any such treatment charge shall be stated separately from all other items on the invoice.

(ix) *Delivery zone.* The dealer may make no extra charge for delivery within the corporate limits of Memphis, Tennessee. For deliveries beyond the free delivery zone thus described, the dealer may add not more than 10¢ per ton per mile and may make a minimum charge of 50¢ for such delivery. Such delivery charge, if added, must be stated separately from all other charges on the invoice.

(x) *Terms for credit.* The prices set out in the price list are for cash sales, and if the buyer does not make payment in full for all purchases of solid fuels covered by this order within three days from the date of delivery, the dealer may add a credit charge, not to exceed 50¢ per ton.

(d) *Ex parte 148 freight rate increase; transportation tax—(1) The freight rate increase.* Since the ex parte 148 freight rate increase has been rescinded by the Interstate Commerce Commission, the dealer's freight rates are the same as those of December, 1941; therefore, no dealer may increase any price specified herein on account of freight rates.

(2) *The transportation tax.* Only the transportation tax imposed by section 620 of the Revenue Act of 1942 may be collected, in addition to the maximum prices set by this order. It may be collected only if the dealer states such tax separately from the price of the coal on the invoice. (The tax need not be stated separately on sales to the United States or any agency thereof—see amendment 12 to Revised Maximum Price Regulation No. 122.) No part of this tax may be collected in addition to the maximum prices specified on sales of one-quarter ton or lesser amounts of coal, or on sales of any quantity of bagged coal.

(e) *Addition of increases in supplier's prices prohibited.* The maximum prices set by this order may not be increased by a dealer to reflect increases in his purchase cost or in his supplier's maximum prices occurring after the effective date hereof, but increases in the maximum prices set hereby, to reflect such increases are within the discretion of the Administrator or of the Regional Administrator of Region IV.

(f) *Power to amend or revoke.* This order, or any provision thereof, may be revoked, amended, or corrected at any time by the Administrator or by the Regional Administrator of Region IV.

(g) *Petitions for amendment.* Any person seeking an amendment of this order may file a petition for amendment with the Administrator in accordance with the provisions of Revised Procedural Regulation No. 1, or in the alternative, may file such petition with the Regional Administrator, Region IV, Office of Price Administration, Candler Building, Atlanta, 3, Georgia. If such petition is filed with the Regional Administrator, action thereon shall be taken by him. When such a petition is filed with the

Regional Administrator, all requirements of Revised Procedural Regulation No. 1, relative to the filing of such petitions, are applicable except the place of filing specified therein.

(h) *Applicability of other regulations—(1) Licensing and registration.* Every dealer subject to this order is subject to the licensing and registration provisions of sections 15 and 16 of the General Maximum Price Regulation. These sections provide, in brief, that a license is required of all persons selling, at retail, commodities for which maximum prices are established. A license is automatically granted. It is not necessary to apply for a license, but a dealer may later be required to register. A license may be suspended for violations in connection with the sale of any commodity for which maximum prices are established. If a dealer's license is suspended, he may not sell any such commodity during the period of suspension.

(2) *Effect of this order on Revised Maximum Price Regulation No. 122.* To the extent applicable, the provisions of this order supersede the provisions of Revised Maximum Price Regulation No. 122.

(i) *Records and reports.* Every person making sales of solid fuels for which maximum prices are established by this order shall keep a record thereof showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in this order. This record shall also separately state each service rendered and the charge made therefor.

(1) It is not necessary that these records or your maximum prices be filed with the War Price and Rationing Board.

(j) *Posting of maximum prices; sales slips and receipts.* (1) Each dealer subject to this order shall post all the maximum prices set hereby for all of his types of sales. He shall post his prices in his place of business in a manner plainly visible to, and understandable by, the purchasing public. He shall also keep a copy of this order available for examination by any person inquiring as to his prices for solid fuels.

(2) Every dealer selling solid fuels for the sale of which a maximum price is set by this order shall, within 30 days after the date of delivery of the fuel, give to the buyer a statement showing: the date of the sale, the name and address of the dealer and of the buyer, the kind, size, and quantity of the solid fuel sold, the price charged, and separately stating any item which is required to be separately stated by this order. This paragraph (j) (2) shall not apply to sales of quantities of less than one-quarter ton or to sales of bagged coal unless the dealer customarily gave such a statement on such sales.

(3) In the case of all other sales, every dealer who during December, 1941 customarily gave buyers sales slips or receipts shall continue to do so. If a buyer requests of a seller a receipt showing the name and address of the dealer, the kind, size, and quantity of the solid fuel

sold to him, or the price charged, the dealer shall comply with the buyer's request as made by him.

(k) *Enforcement.* (1) Persons violating any provisions of this order are subject to the civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violations of this order are urged to communicate with the nearest District Office of the Office of Price Administration.

(l) *Definitions and explanations.* When used in this order the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons or legal successor or representative of any of the foregoing, and includes the United States, any other government, or any agency or subdivision of any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase", and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling solid fuels except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck directly into the buyer's bin or storage space; but, if this is physically impossible, the term means discharging the fuel directly from the seller's truck at a point where this can be done and at the point nearest and most accessible to the buyer's bin or storage space.

(i) "Direct delivery" of bagged fuel or of any fuel in one-quarter ton or lesser lots always means delivery to the buyer's storage space.

(5) "Carry" and "wheel" refer to movement of fuel to the buyer's bin or storage space by wheel barrow, barrel, sack, or otherwise from the seller's truck or from the point of discharge therefrom when made in the course of "direct delivery."

(6) "Yard sales" means deliveries made by the dealer in his customary manner at his yard, or at any place other than his truck.

(7) "District No." refers to the geographical bituminous coal producing districts as delineated and numbered by the Bituminous Coal Act of 1937, as amended, as they have been modified by the Bituminous Coal Division and as in effect at midnight, August 23, 1943.

(8) "Lump, egg, stove, stoker, etc." sizes of bituminous coal refer to the size of such coal as defined in the Bituminous Coal Act of 1937, as amended, and as prepared at the mine in accordance with the applicable minimum price schedule as promulgated by the Bituminous Coal Division of the United States Department of the Interior and in effect (or established) as of midnight, August 23,

1943, except that "run-of-mine" shall be that size sold as such by the dealer.

(9) Except as otherwise provided herein, or except as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to the terms used herein.

(m) This Revised Order No. G-23 under Revised Maximum Price Regulation No. 122 incorporates all the provisions of Order No. G-23 under Revised Maximum Price Regulation No. 122; therefore, as of the effective date hereof, this revised order supersedes said Order G-23.

NOTE: The record keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective September 12, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued September 19, 1944.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 44-14792; Filed, Sept. 25, 1944; 12:19 p. m.]

[Region VII Order G-1 Under 3 (e) (2)]

ALE IN IDAHO AND OREGON AREAS

Pursuant to the Emergency Price Control Act of 1942, as amended, and § 1499.3 (e) (2) of the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion, this order is issued.

All provisions of this order and their effect upon business practices, cost practices, or methods, or means or aids to distribution in the industry or industries affected have been carefully considered. No provisions which might have the effect of requiring a change in such practices, means, aids or methods established in the industry or industries affected, have been included in the order unless such provisions have been found necessary to achieve effective price control and to prevent circumvention or evasion of the order or of the act. To the extent that the provisions of this order compel or may operate to compel changes in business practices, cost practices or methods, or means or aids to distribution established in the industry or industries affected, such provisions are necessary to prevent circumvention or evasion of this order or of the Emergency Price Control Act of 1942, as amended.

(a) *Geographical applicability.* This order shall apply only to sales in Region VII of the Office of Price Administration made in that part of the State of Idaho lying south of the northern boundary of Idaho County, and the County of Malheur in the State of Oregon.

(b) *Prohibition.* On and after the effective date of this order, all wholesale dealers in beverages are hereby authorized to sell Ballantine's XXX Ale pur-

chased from P. Ballantine and Sons, Newark, New Jersey, delivered to retailers at a maximum selling price at wholesale, of \$3.85 per case of twenty-four 12 oz. bottles, providing that 60¢ per case as bottle deposit shall be refunded to the purchaser upon return of the empty bottles to the respective wholesaler from whom purchased.

(c) *Records.* All wholesalers affected by this order shall keep this order, or a copy thereof, in their respective selling establishments, where it shall be open to inspection by the public at all reasonable times.

(d) *Taxes.* Wholesalers affected by this order may not add taxes to the maximum prices provided in paragraph (b). Existing taxes have already been taken into account in establishing these prices.

(e) *Evasion.* The maximum price established by this order shall not be evaded, whether by direct or indirect methods in connection with an offer, solicitation, agreement, sale or trade of, or relating to the sale of Ballantine's XXX Ale alone, or in connection with any other commodity, or by way of commission, service, transportation, or any charge or discount, premium, or other privilege or by tying-agreement or by other trade understanding, or otherwise.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under Price Control, are applicable to the Nagel Beverage Company and all other wholesale beverage companies in the State of Idaho. Such sellers' licenses may be suspended for the violation of this order. No steps need be taken by the seller to procure this license. If said license is suspended, no sale of the commodity covered by this order may be made during such period of suspension.

(g) *Applicability of other regulations.* Except insofar as the same are inconsistent with or contradictory to the terms and provisions of this order, all the terms and provisions of the General Maximum Price Regulation shall remain in full force and effect as to the establishment affected by this order.

(h) *Enforcement.* Any person violating a provision of this order will be subject to the criminal penalties, civil enforcement actions, suits for triple damages, and proceedings for suspension of license provided by the Emergency Price Control Act of 1942, as amended.

(i) *Right to revoke or amend.* This order may be revoked, amended, corrected or modified at any time by the Regional Administrator.

(j) *Effective date.* This Order No. G-1 shall become effective on the 11th day of September 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681.)

Issued this 11th day of September 1944.

J. W. PENFOLD,
Acting Regional Administrator.

[F. R. Doc. 44-14795; Filed, Sept. 25, 1944; 12:20 p. m.]

[Seattle Rev. Order G-5 Under 18 (c)]
SLAB WOOD IN EVERETT, WASH., AREA

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the District Director of the Seattle District Office of the Office of Price Administration under § 1499.18 (c) as amended of the General Maximum Price Regulation and Order of Delegation No. 34 under General Order No. 32, *It is hereby ordered:*

(a) Weyerhaeuser Timber Company, Mill "C", Everett, Washington, may sell and deliver from Mill "C", 4-foot slab wood to dealers who purchase for resale to industrial consumers or to ultimate users in the Everett, Washington, area at prices no higher than \$3.00 per cord f. o. b. the mill.

(b) Dealers purchasing 4-foot slab wood from Weyerhaeuser Timber Company, Mill "C", Everett, Washington, for resale to industrial users or ultimate users may sell and deliver said 4-foot slab wood to industrial users or ultimate users at prices no higher than \$6.00 per cord delivered to the premises of the industrial user in the Everett, Washington, area.

(c) All discounts or other allowances for quantity purchases, prompt payment or otherwise, in effect during March 1942 shall be continued in effect.

(d) As used herein the area designated as "Everett, Washington, area" means that area within the corporate limits of the city of Everett, Washington, and that area within a radius of three miles of the corporate limits of said city.

(e) *Definitions.* (1) As used herein the term "cord" shall mean 128 cubic feet of stacked wood.

(f) *Invoices and records.* Every person making a sale of fire wood for which a maximum price is set by this revised order shall give the purchaser or his agent at the time of sale an invoice or other memorandum of sale which shall show:

- (1) The date of sale.
- (2) The name and address of the buyer and the seller.
- (3) The quantity of fire wood sold.
- (4) Description of fire wood sold in the same manner as it is described in this order.
- (5) The total price of the wood.

On the invoice or memorandum a separate statement shall be made of any discounts and of each service rendered such as delivery, carrying, stacking, and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for a period of two years following the sale. Such copy shall be made available for inspection by the Office of Price Administration.

(g) This order supersedes the provisions of Order No. G-5, issued February 24, 1944, and all previous orders issued either by the San Francisco Regional Office or the Seattle District Office establishing adjusted maximum prices for the types of fire wood and the types of sales specified in this Revised Order No. G-5.

(h) This revised order may be revoked, amended, or corrected at any time.

NOTE: The record-keeping provision of this revised order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Revised Order shall become effective September 6, 1944.

(56 Stat 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued: September 6, 1944.

ARTHUR J. KRAUSS,
District Director.

[F. R. Doc. 44-14797; Filed, Sept. 25, 1944; 12:21 p. m.]

[Seattle Order G-11 Under 18 (c)]

DRY SCRAP WOOD IN PIERCE AND THURSTON COUNTIES, WASH.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the District Director of the Seattle District Office of the Office of Price Administration under § 1499.18 (c) as amended of the General Maximum Price Regulation and Order of Delegation No. 34 under General Order No. 32, *It is hereby ordered:*

(a) The maximum prices for retail sales and deliveries by any dealer of processed dry scrap wood in 16-inch lengths or less produced by prisoner-of-war labor or salvage operation of any government agency as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation or any supplementary regulation thereto is hereby adjusted so that the maximum price therefor shall be \$10.00 per cord delivered to the premises of the consumer in Pierce or Thurston Counties, Washington.

(b) *Definitions.* (1) "Cord" as used herein means 128 cubic feet of stacked, or 192 cubic feet loose measure.

(2) "Dry processed scrap wood" as used herein means dry scrap wood cut to lengths of 16 inches or less from which all nails, wire, and other metal has been removed and which is clean and suitable for use as fire wood.

(c) No seller shall evade any of the provisions of this order by changing his customary allowances, discounts, or other price differentials unless such charge results in a lower price.

(d) *Invoices and reports.* Every person making a sale of fire wood for which a maximum price is set by this order shall give the purchaser or his agent at the time of sale an invoice or other memorandum of sale which shall show:

- (1) The date of sale.
- (2) The name and address of the buyer and the seller.
- (3) The quantity of firewood sold.
- (4) Description of fire wood sold in the same manner as it is described in this order.
- (5) The total price of the wood.

On the invoice or memorandum a separate statement shall be made of any

discounts and of each service rendered such as delivery, carrying, stacking, and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for a period of two years following the sale. Such copy shall be made available for inspection by the Office of Price Administration.

(e) This order may be revoked, amended, or corrected at any time.

NOTE: The record-keeping provision of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective September 6, 1944.

(56 Stat 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued: September 6, 1944.

ARTHUR J. KRAUSS,
District Director.

[F. R. Doc. 44-14799; Filed, Sept. 25, 1944; 12:22 p. m.]

[Seattle Order G-12 Under 18 (c)]

FOREST WOOD IN KITTITAS COUNTY, WASH.

For reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Seattle District Office by § 1499.18 (c), as amended, of the General Maximum Price Regulation, and order of Delegation No. 34 under General Order 32, *It is hereby ordered:*

(a) The maximum prices for certain sales and deliveries of specified kinds of firewood in Kittitas County, Washington, as established by sections 2 and 3 of the General Maximum Price Regulation or by any previous order issued pursuant to such regulation or any supplementary regulation thereto, are hereby adjusted so that the maximum prices therefor shall be the maximum prices set forth in (b).

(b) The maximum prices for the sale of the specified kinds of firewood shall be:

(1) For sales to any person delivered on the grounds in the woods within Kittitas County, Washington:

	4 feet	24 inches	16 inches
(1) Forest wood, old and second growth, green or dry, per cord.....	\$7.00	\$7.75	\$8.50

(2) For sales delivered to the premises of the consumer in Kittitas County, Washington:

	4 feet	24 inches	16 inches
(1) Forest wood, old and second growth, green or dry, per cord.....	\$11.00	\$12.25	\$13.50

(c) *Definitions.* (1) As used herein the term "cord" shall mean 128 cu. ft.

of stacked wood or 192 cu. ft. of loose wood.

(d) *Invoices and records.* Every person making sales of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of sale, an invoice or other memorandum of sale which shall show:

- (1) Date of sale
- (2) Name and address of buyer and seller
- (3) Quantity of firewood sold
- (4) Description of firewood sold in the same manner as described in this order (including the kind of wood, the length of wood and whether it is green or dry.)
- (5) The place of sale (if the price is dependent upon place of delivery, then the place of delivery shall be stated.)
- (6) The total price of the wood.

On the invoice or memorandum a separate statement shall be made of any discounts and of each service rendered, such as delivery, stacking and carrying and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for a period of two years following the sale. Such copy shall be made available for inspection by the Office of Price Administration.

(e) No seller shall evade any of the provisions of this Order No. G-12, by changing his customary allowances, discounts or other price differentials unless such change results in a lower price.

(f) This order may be revoked, amended or corrected at any time.

NOTE: The record keeping provision of this order has been approved by the Bureau of the Budget in accordance with the provisions of the Federal Reports Act of 1942.

This order shall become effective September 6, 1944.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 6th day of September 1944.

ARTHUR J. KRAUSS,
District Director.

[F. R. Doc. 44-14798; Filed, Sept. 25, 1944; 12:21 p. m.]

[Region VIII Order G-93 Under 18 (c),
Amdt. 1]

CUSTOM DRESSING OF TURKEYS IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c), as amended, of the General Maximum Price Regulation, and under the authority reserved in paragraph (c) of Order No. G-93 under § 1499.18 (c), as amended, of the General Maximum Price Regulation, said Order No. G-93 is hereby amended to read as follows:

(a) The maximum price for the service of custom dressing live turkeys into dressed turkeys in Region VIII shall be as follows:

(1) For the service of "kill and haul", 2.8¢ per pound of the chilled dressed weight when computed on a chilled weight basis, and 2.8¢ per pound, minus 1% of the hot weight when computed on a hot weight basis.

(2) For the service of dressing turkeys in "boxed" form, 3.8¢ per pound net dressed chilled weight.

(b) *Definitions.* (1) "Custom dressing" means the service of converting live turkeys into dressed form for the owner of the live turkeys.

(2) The service of dressing turkeys "boxed" shall mean the service of assembling and/or hauling, killing, plucking, chilling, grading, head-wrapping, and boxing.

(3) The service of "kill and haul" means the service of assembling and/or hauling, killing, plucking, chilling, grading, and head-wrapping, or any combination of the above.

(4) "Region VIII" means the States of California, Washington, Nevada, Oregon, except Malheur County, and Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River, and the following Counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone.

(c) *Applicability.* This order shall not apply to any processor of turkeys who dresses turkeys for individuals for their own consumption and not for resale.

(d) This amendment may be revoked, amended, or corrected at any time.

This amendment shall become effective September 25, 1944.

(56 Stat. 23, 765; 57 Stat. 566, Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued this 19th day of September 1944.

GEORGE MONCHARSH,
Acting Regional Administrator.

[F. R. Doc. 44-14798; Filed, Sept. 25, 1944; 12:21 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register on September 25, 1944.

REGION II

Buffalo Order 1-F, Amendment 23, covering fresh fruit and vegetables in designated cities in New York, filed 10:53 a. m.

Buffalo Order 2-F, Amendment 23, covering fresh fruit and vegetables in Rochester, E. Rochester, Fairport and Pittsford, filed 10:52 a. m.

District of Columbia Order 2-W, Amendment 1, covering dry groceries in the Washington, D. C., Area, filed 10:50 a. m.

District of Columbia Order 2-F, Amendment 1, covering fresh fruit and vegetables in designated areas in District of Columbia District, filed 10:49 a. m.

District of Columbia Order 11, Amendment 1, covering dry groceries in the Washington, D. C., Area, filed 10:52 a. m.

District of Columbia Order 10, Amendment 1, covering dry groceries in the Washington, D. C., Area, filed 10:52 a. m.

Newark Order 3-W, covering dry groceries in Northern New Jersey. Filed 10:49 a. m.

Williamsport Order 14, Amendment 1, covering dry groceries in named counties in Pennsylvania, filed 10:49 a. m.

Wilmington Order 4-F, Amendment 3, covering fresh fruit and vegetables in area north of Newark and New Castle to the Delaware State Line, filed 10:43 a. m.

REGION III

Detroit Order 1-F, Amendment 38, covering fresh fruit and vegetable prices in designated counties, filed 10:43 a. m.

REGION IV

Memphis Order 4-F, Amendment 52, covering fresh fruit and vegetables in the Memphis District, filed 10:48 a. m.

REGION V

New Orleans Order 1-F, Amendment 10, covering fresh fruit and vegetables in designated parishes in Louisiana, filed 10:48 a. m.

New Orleans Order 2-F, Amendment 37, covering fresh fruit and vegetables in Orleans, St. Bernard & Jefferson Parishes in Louisiana, filed 10:48 a. m.

New Orleans Order G-21, Amendment 5, covering community food prices in the New Orleans Area, Louisiana, filed 10:54 a. m.

New Orleans Order G-23, Amendment 6, covering community food prices in designated parishes in Louisiana, filed 10:54 a. m.

REGION VI

Chicago Order 2-F, Amendment 31, covering fresh fruit and vegetables in designated counties in Indiana, filed 10:54 a. m.

Des Moines Order 11, covering community poultry prices in designated counties in Iowa, filed 10:42 a. m.

Des Moines Order 12, covering poultry prices in designated counties in Iowa, filed 10:42 a. m.

Des Moines Order 13, covering community poultry prices in designated counties in Iowa, filed 10:42 a. m.

Sioux City Order 2-W, Amendment 1, covering dry groceries in Sioux City, Iowa, filed 10:41 a. m.

Sioux Falls Order 1-F (Rev.), Amendment 6, covering fresh fruit and vegetables in designated counties in South Dakota, filed 10:41 a. m.

REGION VIII

Fresno Order 1-W, covering dry groceries in Fresno and surrounding areas, filed 10:45 a. m.

Fresno Order 1-F, Amendment 36, covering fresh fruit and vegetables in Fresno, filed 10:44 a. m.

Fresno Order 2-F, Amendment 24, covering fresh fruit and vegetables in Modesto, filed 10:44 a. m.

Fresno Order 3-F, Amendment 21, covering fresh fruit and vegetables in designated cities in California, filed 10:44 a. m.

Fresno Order G-F, Amendment 7, covering fresh fruit and vegetables in a designated area in the Fresno District, filed 10:44 a. m.

San Francisco Order F-1, Amendment 33, covering fresh fruits and vegetables in designated areas in the San Francisco District, filed 10:55 a. m.

San Francisco Order F-2, Amendment 26, covering fresh fruits and vegetables in designated cities in California, filed 10:55 a. m.

San Francisco Order F-3, Amendment 25, covering fresh fruit and vegetables in designated cities in California, filed 10:55 a. m.

San Francisco Order F-4, Amendment 24, covering fresh fruits and vegetables in designated cities in California, filed 10:56 a. m.

Copies of any of these orders may be obtained from the OPA office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 44-14858; Filed, Sept. 26, 1944;
11:27 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-103, 59-68, 70-842]

TIDE WATER POWER CO., ET AL.

NOTICE OF FILING AND ORDER FOR HEARING AND CONSOLIDATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of September 1944.

In the matters of Tide Water Power Company, File No. 54-103; Tide Water Power Company, Respondent, File No. 59-68; General Gas & Electric Corporation, File No. 70-842.

Notice is hereby given that an application for approval of a "Plan of Recapitalization" has been filed with this Commission under section 11 (e) of the Public Utility Holding Company Act of 1935, by Tide Water Power Company ("the Company"), a subsidiary of General Gas & Electric Corporation, a registered holding company; and

All interested persons are referred to said application which is on file in the offices of the Commission for a statement of the transactions proposed in said "Plan of Recapitalization", which may be summarized as follows:

The plan proposes that all of the outstanding First Mortgage 5% Bonds of the Company, due 1979, aggregating \$6,065,500 principal amount, shall, by call for redemption at 104% of the principal amount thereof, be paid off and retired from cash in the treasury and from the proceeds of the issue and sale, for cash, of \$4,500,000 principal amount of new First Mortgage 3½% Bonds to mature in 1974 and 10,000 shares of new no par \$5 Preferred Stock, having an aggregate stated value of \$1,000,000. It is proposed that said refunding of the outstanding bonds, together with the issuance of said new bonds and \$5 Preferred Stock shall be consummated without awaiting approval or enforcement of the plan as a whole.

It is also proposed in said plan that all of the outstanding 115,789 shares of Common Stock of the Company, held by General Gas & Electric Corporation, and all of the outstanding 23,858 shares of \$6 Preferred Stock shall be retired and cancelled and in exchange therefor there shall be issued 98,893 shares of new Common Stock without par value. Said plan further provides that the holders of the present \$6 Preferred Stock of the Company shall receive four shares of such new Common Stock for each share of \$6 Preferred Stock, including accumulated and unpaid dividends thereon, aggregating \$38 per share at June 30, 1944, and that General Gas & Electric Corporation shall receive 3,461 shares of such

new Common Stock for its present holdings of all the outstanding Common Stock.

It is further proposed, in conjunction with said plan, to restate the plant and property of the company on the basis of estimated original cost thereof, as at June 30, 1944, by a write-down in the amount of \$2,796,225.72; to reduce the reserve for retirements (depreciation), as at the same date, by \$633,808.99, to be credited to earned surplus; to eliminate by a charge to earned surplus \$501,007.72 of fixed capital and other suspense presently being amortized; and to eliminate the capital surplus and the resulting earned surplus deficit as at the same date, June 30, 1944.

The consummation of the plan is stated by the company to be dependent upon (1) the plan having been found by the Securities and Exchange Commission to be necessary to effectuate the provisions of section 11 (b) of the act and to be fair and equitable to the persons affected thereby and to have been approved by the Commission and found by a Federal court to be fair and equitable and appropriate to effectuate the provisions of section 11 of the act; (2) the change and reclassification of the existing Preferred Stock proposed in the plan having become binding upon the holders of all shares of such stock; (3) necessary authorization having been given for the plan and for the issuance of the new stock by regulatory commissions; and (4) a ruling having been made by the appropriate tax authorities to the effect, or the company having otherwise been satisfied, that the changes in and reclassification of the existing Preferred Stock into Common Stock will not result in the recognition, under the United States Internal Revenue Code, of gain or loss to the present holders of such Preferred Stock.

It is further proposed that the plan shall be carried out by corporate proceedings either to amend the certificate of incorporation of the company, to transfer the assets of the company to a new corporation organized for the purposes of the plan or to effect the consolidation or merger of the company with a new corporation organized for the purposes of the plan, or through a Federal court of competent jurisdiction acting under section 18 of the act, in a proceeding instituted by the Securities and Exchange Commission at the request of the company, pursuant to section 11 (e) of the act, or, wholly or in part, in any two or more of said methods.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said proposed "Plan of Recapitalization" and that said plan should not be effectuated except pursuant to further order of the Commission; and

The Commission having heretofore instituted proceedings (designated as File No. 59-68), under sections 11 (b) (2), 12 (c), 15 (f) and 20 (a) of the act, with respect to Tide Water Power Company; and a declaration (designated as File No. 70-842) having been filed with this Commission pursuant to section 12

(d) of the act and Rule U-44 thereunder, by General Gas & Electric Corporation; and the Commission having, on January 7, 1944, consolidated said proceedings (designated as File No. 59-68) and the proceedings in respect of said declaration (designated as File No. 70-842); and it appearing that the matters involved in said consolidated proceedings are related to, and that the evidence already offered therein may have a bearing upon, the matters to be considered in the proceedings with respect to said proposed "Plan of Recapitalization", and that substantial savings of time and expense will result if, as requested by the Company, all of such proceedings are consolidated;

It is hereby ordered, That said consolidated proceedings, designated as File Nos. 59-68 and 70-842, be, and they hereby are, consolidated with the proceedings in respect of said "Plan of Recapitalization", designated as File No. 54-103; and

It is further ordered, That a hearing on such plan under the applicable provisions of said act and the rules of the Commission thereunder be held on October 10, 1944, at 10:30 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such date the hearing room clerk in room 318 with advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in said proceedings should notify the Commission in the manner provided by Rule XVII of its rules of practice on or before October 7, 1944.

It is further ordered, That Willis E. Monty, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearings in such matters. The officer so designated to preside at such hearings is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented in said consolidated proceedings, attention will be directed at the public hearing to the following matters and questions:

1. Whether the plan, as proposed or as it may be modified, is necessary to effectuate the provisions of section 11 (b) of the act and is, in all respects, fair and equitable to the persons affected thereby;

2. The propriety of the proposed accounting treatment on the books of the company;

3. Whether any fees, expenses and other considerations which may be proposed to be paid in connection with the proposed plan and related transactions, are for necessary services or purposes, reasonable in amount, and properly allocated;

4. Whether, and in what manner, the proposed plan should be modified to ensure adequate protection of the public interest and the interest of investors and consumers and compliance with all applicable provisions of the act and rules thereunder;

5. The appropriateness of conditioning the consummation of the plan upon the

absence of any gain or loss, for income tax purposes, to the present holders of Preferred Stock;

6. Whether, in all respects, the provisions of the plan and for the consummation of the transactions incidental and related thereto are not in contravention of the Commission's order dated August 25, 1944, and are in compliance with all the applicable provisions and requirements of the act and the rules and regulations promulgated thereunder.

It is further ordered, That notice of this hearing be given to Tide Water Power Company, General Gas & Electric Corporation, and all other interested persons, said notice to be given to Tide Water Power Company and General Gas & Electric Corporation by registered mail, and to all other interested persons by general release of this Commission, which shall be distributed to the press and mailed to persons on the mailing list for the releases issued under the Public Utility Holding Company Act of 1935, and by publication in the FEDERAL REGISTER.

It is further ordered, That Tide Water Power Company give notice of this hearing by mailing a copy of this notice and order to each of the holders of its outstanding \$6 Preferred Stock (insofar as the identity of such security holders is known or available) to his last known address, at least ten days prior to the date of this hearing.

It is further ordered, That jurisdiction be and hereby is reserved to separate, whether for hearing in whole or in part, or for disposition in whole or in part, any of the issues, questions, or matters embraced by these proceedings, or to consolidate with these proceedings other filings or matters pertaining thereto, or to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 44-14822; Filed, Sept. 26, 1944;
9:49 a. m.]

UNITED STATES COAST GUARD.

APPROVAL AND WITHDRAWAL OF APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4417a, 4426, 4481, 4488, 4491, 49 Stat. 1544, 54 Stat. 164-167 (46 U.S.C. 367, 375, 391a, 404, 474, 481, 489, 526-526t), and Executive Order 9083, dated February 28, 1942 (7 F.R. 1609), the following approval and withdrawal of approval of equipment are prescribed:

APPROVAL OF EQUIPMENT

DAVIT

Barclay Gravity Davit, Type G1 (Assembly Dwg. No. 565-E, dated 12 October, 1943, revised 2 June, 1944) (Maximum working load of 7,505 pounds per arm, 15,010 pounds per set), submitted by Gunderson Bros. Engineering Corp., 4700 Northwest Front Avenue, Portland, Oregon.

FIRING ATTACHMENT FOR LINE-THROWING GUN

Firing attachment for line-throwing gun (Dwg. No. F. A. 19 dated 1 September, 1944), submitted by the Columbia Appliance Corp., Long Island City, N. Y.

LIFEBOAT

14' x 5.2' x 2.3' metallic oar-propelled lifeboat (100 cu. ft. capacity by the .6 rule, 10-person peacetime capacity) (General Arrangement Dwg. No. G-348, dated 1 September, 1944), submitted by C. C. Galbraith & Son, Inc., 99 Park Place, New York, N. Y.

LIFE PRESERVERS

Model No. 1, adult kapok life preserver (C. G. Dwg. No. F-49-6-1, Alt. 1, and Specification dated 10 June, 1944), Approval No. B-242, manufactured by Jurgensen Mfg. Co., 145 W. 15th Street, New York 11, N. Y. (For general use.)

Model No. 2, adult kapok life preserver (C. G. Dwg. No. F-49-6-1, Alt. 1, and Specification dated 10 June, 1944), Approval No. B-237, manufactured by Jurgensen Mfg. Co., 145 W. 15th Street, New York 11, N. Y. (For general use.)

Model No. 3, adult kapok life preserver (C. G. Dwg. No. F-49-6-1, Alt. 1, and Specification dated 10 June, 1944), Approval No. B-244, manufactured by Jurgensen Mfg. Co., 145 W. 15th Street, New York 11, N. Y. (For use with rubber lifesaving suits.)

Adult kapok life preserver, Model No. BB-2 (Dwg. No. BB-2, dated May, 1944), Approval

No. B-216, submitted by Bogardus Brothers, New Rochelle, N. Y. (For general use and not for use with rubber lifesaving suits.)

LIFE RAFTS

20-person improved type, aluminum-plywood life raft (Arrangement and Details Dwg. No. R-205-X, dated 26 February, 1944, revised 14 August, 1944), submitted by Gunderson Bros. Engineering Corp., 4700 Northwest Front Avenue, Portland, Oregon.

20-person self-righting, self-bailing, improved type life raft, Styrofoam, Type Q103.6, filled (General Arrangement Dwg. No. 9505 as revised), submitted by Leyde & Leyde, Falls Church, Va. (Supersedes approval 20 September, 1944, 9 F.R. 11611.)

LUMINOUS MARKING FOR INTERIOR ACCOMMODATIONS

Luminous marking, Type C, submitted by the Century Lighting Company, New York, N. Y.

WINCH

Lifeboat winch for gravity davits, Type G1 (Maximum working load of 15,500 pounds at the drums, or 7,750 pounds per fall) (Assembly Dwg. No. 1172-D, dated 8 March, 1944, revised 2 June, 1944), submitted by Gunderson Bros. Engineering Corp., 4700 Northwest Front Avenue, Portland, Oregon.

WITHDRAWAL OF APPROVAL

BLIGE PUMP FOR LIFEBOATS

Lifeboat bilge pump (Dwg. No. 2403, dated 13 October, 1942), submitted by the Wellin Davit & Boat Corp., Perth Amboy, N. J. (Approved 26 February, 1943, 8 F.R. 2605) Bilge pumps installed in lifeboats may be continued in service so long as in serviceable condition.

WATER LIGHT

Ramsey-O'Neill electric water light (General Arrangement Dwg. dated 23 July, 1941), submitted by Sun Shipbuilding & Dry Dock Co., Chester, Pennsylvania. (Approved 24 October, 1941, 6 F.R. 5473) Water lights now in service may be continued in use so long as in serviceable condition.

Dated: September 26, 1944.

R. R. WAESCHE,
Vice Admiral, USCG,
Commandant.

[F. R. Doc. 44-14843; Filed, Sept. 26, 1944;
11:01 a. m.]

